HOUSE JOURNAL

Second Regular Session of the Fifty-fifth Legislature

of the State of Oklahoma

Thirty-third Legislative Day, Wednesday, March 30, 2016

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

The roll was called with 100 Members present.

The following Member was excused: McPeak.—1.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Representative Billy.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HR 1050 was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Secretary of State.

RESOLUTION FOR CONSIDERATION

HR 1051 was called up for consideration.

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

Upon motion of Representative Ritze, **HR 1051** was considered and adopted.

HR 1051 was referred for enrollment.

GENERAL ORDER

SB 1040 by Smalley of the Senate and McDaniel (Randy) of the House was read and considered.

Representative McDaniel (Randy) moved that **SB 1040** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1040 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Bennett, Billy, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Enns, Fisher, Fourkiller, Goodwin, Grau, Griffith, Hall, Hardin, Henke, Johnson, Jordan, Joyner, Kern, Kirby, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin (Scott), McBride, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Mulready, Munson, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Sanders, Scott, Sears, Sherrer, Shoemake, Stone, Strohm, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Wood, Young, Mr. Speaker.--84.

Excused: Banz, Biggs, Brown, Dunnington, Echols, Faught, Hoskin, Inman, Kannady, McCall, McPeak, Morrissette, Russ, Shelton, Tadlock, Williams, Wright.--17.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 1040** and ordered same returned to the Honorable Senate.

MEASURE REREFERRED

Representative Newell moved to recommit **SB 127** to the Government Oversight and Accountability Committee, which motion was declared adopted upon roll call as follows:

Aye: Bennett, Biggs, Billy, Brumbaugh, Caldwell, Calvey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Derby, Dunlap, Enns, Fisher, Goodwin, Grau, Hall, Hardin, Henke, Hoskin, Johnson, Jordan, Kouplen, Leewright, Loring, Martin (Scott), McBride, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Murdock, Murphey, Nollan, Ortega, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Roberts (Dustin), Roberts (Sean), Rogers, Sanders, Sherrer, Stone, Thomsen, Vaughan, Walker, Wallace, Watson, Wood, Mr. Speaker.--60.

Excused: Banz, Brown, Cannaday, Casey, Cox, Denney, Dunnington, Echols, Faught, Fourkiller, Griffith, Inman, Joyner, Kannady, Kern, Kirby, Lepak, Lockhart, McCall, McPeak, Morrissette, Mulready, Munson, Nelson, Newell, O'Donnell, Osborn, Ritze, Rousselot, Russ, Scott, Sears, Shelton, Shoemake, Strohm, Tadlock, Virgin, Wesselhoft, Williams, Wright, Young.--41.

GENERAL ORDER

SB 1175 by Anderson of the Senate and Grau of the House was read and considered.

Coauthored by Representative(s) Sherrer

Representative Grau moved that **SB 1175** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1175 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Bennett, Biggs, Billy, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Echols, Enns, Fisher, Fourkiller, Goodwin, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Johnson, Jordan, Joyner, Kern, Kouplen, Leewright, Lepak, Loring, Martin (Scott), McBride, McCullough, McDaniel (Jeannie), McDaniel (Randy), Moore, Mulready, Munson, Murdock, Murphey, Nelson, Newell, Nollan, O’Donnell, Ortega, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Sanders, Scott, Sears, Sherrer, Shoemake, Stone, Strohm, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Williams, Wood, Young, Mr. Speaker.--83.

Nay: Lockhart, Russ.--2.

Excused: Banz, Brown, Dunlap, Dunnington, Faught, Inman, Kannady, Kirby, McCall, McPeak, Montgomery, Morrissette, Osborn, Shelton, Tadlock, Wright.--16.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 1175** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 1194 by David of the Senate and Nollan of the House was read and considered.

Representative Nollan moved that **SB 1194** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1194 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, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Faught, Fisher, Fourkiller, Goodwin, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Johnson, Jordan, Joyner, Kern, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin (Scott), McBride, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Mulready, Munson, Murdock, Murphey, Newell, Nollan, O'Donnell, Ortega, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Sanders, Scott, Sears, Sherrer, Shoemake, Stone, Strohm, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Wood, Young, Mr. Speaker.--85.

Excused: Bennett, Brown, Inman, Kannady, Kirby, McCall, McPeak, Moore, Morrissette, Nelson, Osborn, Russ, Shelton, Tadlock, Williams, Wright.--16.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 1194** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 1341 by Treat of the Senate and Echols of the House was read and considered.

Representative Echols moved that **SB 1341** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1341 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, 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, Griffith, Hall, Hardin, Henke, Hoskin, Johnson, Jordan, Joyner, Kern, Kirby, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin (Scott), McBride, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Mulready, Munson, Murdock, Murphey, Newell, Nollan, O'Donnell, Ortega, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Scott, Sears, Shelton, Sherrer, Shoemake, Stone, Strohm, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Williams, Wood, Young, Mr. Speaker.--89.

Excused: Brown, Grau, Inman, Kannady, McCall, McPeak, Morrissette, Nelson, Osborn, Rogers, Tadlock, Wright.--12.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 1341** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 902 by Anderson of the Senate and Enns of the House was read and considered.

Representative Enns moved that **SB 902** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 902 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, Cleveland, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Enns, Faught, Fisher, Grau, Hall, Hardin, Henke, Johnson, Joyner, Kern, Leewright, Lepak, Martin (Scott), McBride, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Ritze, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Sears, Strohm, Thomsen, Vaughan, Walker, Wallace, Watson, Wesselhoft, Wood, Mr. Speaker.--64.

Nay: Cannaday, Condit, Dunnington, Fourkiller, Goodwin, Griffith, Hoskin, Kirby, Kouplen, Lockhart, Loring, McDaniel (Jeannie), Munson, Pruett, Renegar, Rousselot, Scott, Shelton, Sherrer, Shoemake, Stone, Virgin, Williams, Young.--24.

Excused: Brown, Christian, Inman, Jordan, Kannady, McCall, McPeak, Morrissette, Murdock, Osborn, Rogers, Tadlock, Wright.--13.

The measure passed.

SB 902 was referred for engrossment.

GENERAL ORDER

SB 154 by David of the Senate and Mulready of the House was read and considered.

Representative Mulready moved that **SB 154** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 154 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, Cannaday, Casey, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Faught, Fisher, Fourkiller, Goodwin, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Inman, Johnson, Joyner, Kern, Kirby, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin (Scott), McBride, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Mulready, Munson, Nelson, Newell, Nollan, O'Donnell, Ortega, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Scott, Sears, Sherrer, Shoemake, Stone, Strohm, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wood, Wright, Young, Mr. Speaker.--82.

Nay: Bennett, Calvey, Cleveland, Murphey, Ritze, Wesselhoft.--6.

Excused: Brown, Christian, Jordan, Kannady, McCall, McPeak, Morrissette, Murdock, Osborn, Rogers, Shelton, Tadlock, Williams.--13.

The measure passed.

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

Aye: Banz, Biggs, Billy, Caldwell, Casey, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Enns, Faught, Goodwin, Grau, Hall, Hardin, Henke, Johnson, Joyner, Leewright, Lepak, Martin (Scott), McCullough, McDaniel (Randy), Mulready, Murdock, Newell, Nollan, O'Donnell, Ortega, Ownbey, Peterson, Pfeiffer, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Sears, Thomsen, Vaughan, Walker, Wallace, Watson, Wood, Wright, Mr. Speaker.--50.

Nay: Bennett, Brumbaugh, Calvey, Cannaday, Cleveland, Condit, Dunnington, Fisher, Fourkiller, Griffith, Hoskin, Inman, Kern, Kouplen, Lockhart, Loring, McBride, McDaniel (Jeannie), Montgomery, Munson, Murphey, Nelson, Park, Perryman, Proctor, Pruett, Renegar, Ritze, Rousselot, Scott, Shelton, Sherrer, Shoemake, Stone, Strohm, Virgin, Wesselhoft, Williams, Young.--39.

Excused: Brown, Christian, Jordan, Kannady, Kirby, McCall, McPeak, Moore, Morrissette, Osborn, Rogers, Tadlock.--12.

The emergency failed.

The Presiding Officer signed Engrossed **SB 154** and ordered same returned to the Honorable Senate.

After the Floor Leader was recognized for the next order of business, Representative Shelton sought recognition for serving notice to reconsider the vote whereby the emergency failed on **SB 154**, which notice was not recognized by the Presiding Officer because the House had moved on to the next order of business.

MESSAGES FROM THE SENATE

Announcing the passage of **HBs 2404, 2407, 2544** and **2710**.

The above-numbered measures were referred for enrollment.

GENERAL ORDER

SB 1369 by Floyd of the Senate and Munson of the House was read and considered.

Representative Munson moved that **SB 1369** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1369 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Billy, Brown, Cannaday, Condit, Coody (Ann), Cox, Denney, Dunnington, Fourkiller, Goodwin, Griffith, Henke, Hoskin, Inman, Kern, Kirby, Kouplen, Lockhart, Loring, McDaniel (Jeannie), Munson, Nelson, Nollan, Ortega, Osborn, Ownbey, Perryman, Peterson, Proctor, Pruett, Renegar, Rousselot, Scott, Shelton, Sherrer, Shoemake, Stone, Tadlock, Virgin, Watson, Williams, Young, Mr. Speaker.--44.

Nay: Bennett, Biggs, Brumbaugh, Caldwell, Calvey, Casey, Cleveland, Cockroft, Coody (Jeff), Cooksey, Derby, Dunlap, Echols, Enns, Fisher, Hall, Hardin, Johnson, Joyner, Leewright, Lepak, Martin (Scott), McBride, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Murphey, Newell, O'Donnell, Park, Pfeiffer, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Sears, Strohm, Thomsen, Vaughan, Walker, Wallace, Wesselhoft, Wood, Wright.--49.

Excused: Christian, Faught, Grau, Jordan, Kannady, McCall, McPeak, Morrissette.--8.

The measure failed.

Representative Munson served notice to reconsider the vote whereby **HB 1369** failed.

MEASURES REASSIGNED

The following measure was reassigned:

SB 127 – Withdrawn from Government Oversight and Accountability and referred to Appropriations and Budget.

RESOLUTIONS

The following was introduced and read:

HR 1052 – By Young.
A Resolution proclaiming April 5, 2016, as National Service Recognition Day; congratulating and commending AmeriCorps and Senior Corps; and encouraging residents to recognize positive impact of national service; and providing for distribution.

COMMITTEE REPORTS

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

DO PASS:

SB 993 – Utilities
SB 1097 – State Government Operations
SB 1102 – County and Municipal Government
SB 1157 – Higher Education and Career Tech
SB 1218 – Utilities
SB 1270 – County and Municipal Government
SB 1353 – Higher Education and Career Tech
SB 1455 – County and Municipal Government, Coauthored by Representative(s) Lepak, Cockroft

DO PASS, As Amended:

CS for **SB 615** – Public Health, Remove Representative Echols as principal House author and substitute with Representative Thomsen
CS for **SB 970** – State Government Operations

CS for **SB 1020** – County and Municipal Government

CS for **SB 1149** – County and Municipal Government, Coauthored by Representative(s) Cockroft

CS for **SB 1164** – Public Health

CS for **SB 1214** – Judiciary and Civil Procedure

CS for **SB 1236** – Administrative Rules

SB 1375 – Agriculture and Rural Development

CS for **SB 1495** – Long-term Care and Senior Services

CS for **SB 1552** – Public Health, Coauthored by Representative(s) Kern, Vaughan, Faught, Johnson, Cooksey, Roberts (Sean)

Representative Billy moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 9:00 a.m., Thursday, March 31, 2016, which was the order.

Pursuant to the motion of Representative Billy, the House was adjourned at 3:10 p.m., to reconvene Thursday, March 31, 2016, at 9:00 a.m.