

Thirtieth Legislative Day

Monday, March 26, 2001

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

The roll was called with 100 Members present.

The following Member was excused: Calvey.—1.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Reverend Gary Janzen, Fairview Mennonite Brethren Church, Fairview.

Upon motion of Representative Maddux, Reverend Janzen was confirmed as House Chaplain for Monday and Wednesday of this legislative week.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HR 1010 was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Secretary of State.

MEASURES REASSIGNED

By unanimous consent, the following were reassigned:

SB 694 –Withdrawn from Appropriations and Budget and referred to Economic Development.

SJR 11 –Withdrawn from Rules and referred to Redistricting.

GENERAL ORDER

SB 373 by Leftwich et al of the Senate and Nance et al of the House was read and considered.

Coauthored by Representative(s) Lindley, Sullivan (Leonard), Dank

Representative Nance moved that **SB 373** be advanced from General Order, which motion was declared adopted.

Upon request of Representative Nance, **SB 373** was placed on Third Reading and Final Passage.

THIRD READING

SB 373 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Adkins, Askins, Benge, Benson, Blackburn, Braddock, Case, Claunch, Coleman, Covey, Dank, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Ferguson, Friskup, Gilbert, Glover, Gray, Greenwood, Hastings, Hiatt, Hilliard, Jones, Kirby, Langmacher, Lindley, Liotta, Miller (Doug), Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Pope (Clay), Pope (Tim), Reese, Rice, Roach, Roan, Roberts, Roggow, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Sullivan (Leonard), Sweeden, Taylor, Tibbs, Tyler, Vaughn, Webb, Wilson, Wilt, Winchester, Worthen, Wright, Young.--69.

Nay: Balkman, Begley, Bonny, Cargill, Corn, Davis, Ervin, Erwin, Fields, Graves, Hefner, Hutchison, Ingmire, Leist, Mass, Matlock, McCarter, Miller (Ray), Mitchell, Plunk, Ross, Steele, Stites, Toure, Turner, Walker, Wells, Mr. Speaker.--28.

Excused: Calvey, Cox, Maddux, Sullivan (John).--4.

The measure and emergency passed.

Representative Toure served notice to reconsider the vote whereby **SB 373** passed.

Speaker Adair Presiding**GENERAL ORDER**

SB 3 by Muegge of the Senate and Kirby of the House was read and considered.

Coauthored by Representative(s) Hefner, Wells

Representative Kirby moved to amend **SB 3** by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute, which amendment was declared adopted. (Xerox copies for Members)

Representative Kirby moved to amend the floor substitute by striking the enacting clause, which amendment was declared adopted.

Representative Kirby moved that **SB 3** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Kirby, **SB 3** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 3 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Askins, Balkman, Begley, Bengé, Benson, Blackburn, Bonny, Braddock, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, Graves, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Reese, Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--96.

Nay: Sullivan (Leonard).--1.

Excused: Calvey, Gray, Maddux, Sullivan (John).--4.

The measure passed.

SB 3 was referred for engrossment.

GENERAL ORDER

SB 610 by Coffee of the Senate and Vaughn of the House was read and considered.

Representative Davis moved to amend **SB 610** by deleting Section 39 and renumbering subsequent sections.

Representative Vaughn moved to table the Davis amendment, which tabling motion failed upon roll call as follows:

Aye: Bonny, Glover, Vaughn.--3.

Nay: Adkins, Askins, Balkman, Begley, Benge, Benson, Blackburn, Braddock, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Reese, Rice, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--93.

Excused: Calvey, Gray, Maddux, Roach, Sullivan (John).--5.

Representative Davis pressed adoption of his amendment, which amendment was declared adopted.

Representative Vaughn moved that **SB 610** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Vaughn, **SB 610** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 610 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Askins, Balkman, Begley, Benge, Benson, Blackburn, Bonny, Braddock, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, Graves, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Liotta, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Reese, Rice, Roach, Roan, Roberts, Roggow, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--94.

Nay: Lindley, Paulk, Ross.--3.

Excused: Calvey, Gray, Maddux, Sullivan (John).--4.

The measure passed.

SB 610 was referred for engrossment.

GENERAL ORDER

SB 451 by Shurden of the Senate and Cox of the House was read and considered.

Coauthored by Representative(s) Liotta

Representative Cox moved that **SB 451** be advanced from General Order, which motion was declared adopted.

Upon request of Representative Cox, **SB 451** was placed on Third Reading and Final Passage.

THIRD READING

SB 451 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Adkins, Askins, Balkman, Begley, Bengé, Benson, Blackburn, Bonny, Braddock, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, Graves, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Reese, Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--97.

Excused: Calvey, Gray, Maddux, Sullivan (John).--4.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 451** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 14 by Crutchfield et al of the Senate and Dunegan of the House was read and considered.

Coauthored by Representative(s) Hilliard

Representative Dunegan moved to amend **SB 14** by striking the enacting clause, which amendment was declared adopted.

Representative Dunegan moved that **SB 14** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Dunegan, **SB 14** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 14 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Adkins, Askins, Balkman, Begley, Benge, Benson, Blackburn, Bonny, Braddock, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, Graves, Greenwood, Hastings, Hefner, Hiett, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Reese, Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--97.

Excused: Calvey, Gray, Maddux, Sullivan (John).--4.

The measure and emergency passed.

SB 14 was referred for engrossment.

RESOLUTION

The following was introduced and read:

HCR 1016 – By Vaughn of the House and Snyder of the Senate.

A Concurrent Resolution recognizing the importance of finding the cause and cure for multiple sclerosis; expressing appreciation to the Oklahoma Chapter of the National

Multiple Sclerosis Society for its work; proclaiming April, 2001, "Multiple Sclerosis Awareness Month"; and directing distribution.

MESSAGE FROM THE GOVERNOR

Advising of his line-item veto and partial approval of **HB 1564** on March 26, 2001.

The veto message reads as follows:

To the Honorable Speaker of the House
and Members of the House of Representatives
First Session, Forty-eighth Oklahoma Legislature

Enrolled House Bill No. **HB 1564**

By: Mass and Bonny of the House and Haney and Hobson of the Senate

This is to advise you that on this date, pursuant to the authority vested in me by Section 11 of Article VI of the Oklahoma Constitution to approve or object to legislation presented to me, I have VETOED fifty-five (55) items in House Bill **1564** because the items vetoed are either not emergencies requiring immediate funding or do not relate to a vital government service. While I have approved items in this bill that relate to the vital government services of health, human services, education, infrastructure and public safety, I do not approve of the process employed in arriving at the funding in this bill. Good government requires and Oklahoma citizens deserve a more deliberative, careful, thoughtful process by which taxpayer monies are spent. It is irresponsible not to allow for a careful review and open debate on each item appropriated by the Legislature. This veto will allow this to occur at least with respect to those vetoed items.

The items which I vetoed can be found in Sections 1, 14, 19, 24, 36, 37, 38, 40, 41, 42, 43, 44, 46, 48, 50, 52, 53, 54, 55, 56, 57, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 78, 92, 108, 109, 112, 113, 114, 115, 116, 118, 121, 122, 126, 127, 128, 131, 132, 135, 137, 138, 167, 168 and 170 of this bill.

By the Governor of the State of Oklahoma

/s/ Frank Keating

COMMITTEE REPORTS

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

DO PASS:

SB 31 – Government Operations and Agency Oversight

SB 110 – Government Operations and Agency Oversight
SB 160 – Government Operations and Agency Oversight
SB 432 – Government Operations and Agency Oversight
SB 460 – Public Safety
SB 497 – Government Operations and Agency Oversight
SB 520 – Public Safety
SB 526 – Public Safety
SB 539 – Public Safety
SB 611 – Government Operations and Agency Oversight
SB 614 – Public Safety
SB 615 – Public Safety
SB 682 – Government Operations and Agency Oversight

DO PASS, As Amended:

CS for **SB 90** – Government Operations and Agency Oversight
CS for **SB 124** – Public Safety
CS for **SB 445** – Public Safety
CS for **SB 680** – Government Operations and Agency Oversight
CS for **SB 747** – Public Safety

Representative Hilliard moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 1:00 p.m., Tuesday, March 27, 2001, which was the order.

Pursuant to the motion of Representative Hilliard, the House was adjourned at 2:30 p.m., to reconvene Tuesday, March 27, 2001, at 1:00 p.m.