

Thirty-fifth Legislative Day

Tuesday, April 3, 2001

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

The roll was called with 101 Members present.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Reverend David Sutton, Southern Oaks Free Will Baptist Church, Oklahoma City.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HAs to SBs 68, 77, 117, 119, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 372, 440, 469, 497, 511, 543, 595, 678 and 750 were reported correctly engrossed, properly signed, in open session, and the measures, as amended, were ordered returned to the Honorable Senate.

HBs 1131, 1148, 1152, 1191, 1214, 1253, 1262, 1289, 1329, 1330, 1376, 1819, 1824 and 1914 were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HCR 1018 was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HR 1011 was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 710 by Taylor of the Senate and Rice of the House was read and considered.

Representative Rice moved to amend **SB 710** by striking the title, which amendment was declared adopted.

Representative Leist moved to amend **SB 710** by creating a new Section 3 to read as follows and renumbering subsequent sections, which amendment was declared adopted:

"SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 7302-2.6 of Title 10, unless there is created a duplication in numbering, reads as follows:

The Office of Juvenile Affairs is required to conduct a performance audit on all funds administered through the agency. This audit may be conducted by the State Auditor and Inspector or by private contract required through the Department of Central Services."

Representative Rice moved that **SB 710** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Rice, **SB 710** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 710 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Greenwood, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sullivan (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--93.

Excused: Ervin, Glover, Gray, Hastings, Morgan, Reese, Ross, Stanley.--8.

The measure and emergency passed.

SB 710 was referred for engrossment.

GENERAL ORDER

SB 395 by Smith of the Senate and Askins of the House was read and considered.

Representative Askins moved that **SB 395** be advanced from General Order, which motion was declared adopted.

Upon request of Representative Askins, **SB 395** was placed on Third Reading and Final Passage.

THIRD READING

SB 395 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Greenwood, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Reese, Rice, Roach, Roan, Roberts, Roggow, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sullivan (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--94.

Excused: Ervin, Glover, Gray, Hastings, Morgan, Ross, Stanley.--7.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 395** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 611 by Littlefield of the Senate and Mitchell of the House was read and considered.

Representative Mitchell moved to amend **SB 611** by striking the enacting clause, which amendment was declared adopted.

Representative Mitchell moved that **SB 611** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mitchell, **SB 611** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 611 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Adkins, Askins, Begley, Benson, Blackburn, Bonny, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Nance, Nations, Newport, O'Neal, Paulk, Phillips, Piatt, Plunk, Pope (Clay), Rice, Roach, Roan, Roberts, Roggow, Smith (Dale), Staggs, Stanley, Steele, Stites, Sullivan (Leonard), Sweeden, Taylor, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Young, Mr. Speaker.--78.

Nay: Balkman, Bengel, Dank, Graves, Greenwood, Hastings, Liotta, Perry, Peters, Peterson, Pettigrew, Pope (Tim), Reese, Smaligo, Smith (Hopper), Sullivan (John), Tibbs, Wright.--18.

Excused: Ervin, Glover, Gray, Morgan, Ross.--5.

The measure and emergency passed.

SB 611 was referred for engrossment.

GENERAL ORDER

SB 466 by Laughlin et al of the Senate and Leist of the House was read and considered.

Representative Leist moved to amend **SB 466** by striking the enacting clause, which amendment was declared adopted.

Representative Leist moved that **SB 466** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Leist, **SB 466** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 466 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Askins, Benson, Blackburn, Bonny, Braddock, Case, Corn, Covey, Cox, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup,

Gilbert, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Mass, Matlock, McCarter, Miller (Ray), Mitchell, Nance, Nations, Paulk, Phillips, Piatt, Plunk, Pope (Clay), Rice, Roach, Roan, Roberts, Roggow, Smith (Dale), Staggs, Stanley, Steele, Stites, Sweeden, Taylor, Toure, Turner, Tyler, Walker, Webb, Wells, Wilson, Wilt, Mr. Speaker.--63.

Nay: Adkins, Balkman, Begley, Bengé, Calvey, Cargill, Claunch, Coleman, Dank, Graves, Greenwood, Hastings, Liotta, Maddux, Miller (Doug), Morgan, Newport, O'Neal, Perry, Peters, Peterson, Pettigrew, Pope (Tim), Reese, Smaligo, Smith (Hopper), Sullivan (John), Sullivan (Leonard), Tibbs, Vaughn, Winchester, Worthen, Wright, Young.--34.

Excused: Ervin, Glover, Gray, Ross.--4.

The measure passed.

SB 466 was referred for engrossment.

GENERAL ORDER

SB 615 by Crutchfield of the Senate and Roan of the House was read and considered.

Representative Roan moved that **SB 615** be advanced from General Order, which motion was declared adopted.

Upon request of Representative Roan, **SB 615** was placed on Third Reading and Final Passage.

THIRD READING

SB 615 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, Claunch, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Piatt, Plunk, Pope (Clay), Pope (Tim), Reese, Rice, Roan, Roberts, Roggow, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sullivan (John), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Wright, Young, Mr. Speaker.--87.

Nay: Calvey, Case, Coleman, Greenwood, Jones, Newport, Roach, Sullivan (Leonard), Worthen.--9.

Excused: Ervin, Glover, Gray, Phillips, Ross.--5.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 615** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 170 by Monson of the Senate and Mitchell of the House was read and considered.

Coauthored by Representative(s) Staggs

Representative Mitchell moved to amend **SB 170** by striking the enacting clause, which amendment was declared adopted.

Representative Mitchell moved that **SB 170** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mitchell, **SB 170** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 170 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, 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 (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--96.

Excused: Ervin, Glover, Gray, Perry, Ross.--5.

The measure and emergency passed.

SB 170 was referred for engrossment.

GENERAL ORDER

SB 76 by Herbert of the Senate and Nance of the House was read and considered.

Representative Nance moved to amend **SB 76** 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 Nance moved that **SB 76** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Nance, **SB 76** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 76 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Askins, Balkman, Begley, Bengel, Benson, Bonny, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, 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 (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--97.

Nay: Blackburn, Toure.--2.

Excused: Ervin, Glover.--2.

The measure passed.

SB 76 was referred for engrossment.

GENERAL ORDER

SB 192 by Shurden of the Senate and Erwin of the House was read and considered.

Representative Erwin moved that **SB 192** be advanced from General Order, which motion was declared adopted.

Upon request of Representative Erwin, **SB 192** was placed on Third Reading and Final Passage.

THIRD READING

SB 192 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, 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 (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Excused: Ervin, Glover.--2.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 192** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 32 by Robinson of the Senate and Erwin of the House was read and considered.

Representative Erwin moved to amend **SB 32** 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 Erwin moved to amend the floor substitute by striking the enacting clause, which amendment was declared adopted.

Representative Erwin moved that **SB 32** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Erwin, **SB 32** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 32 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Perry, Peters, Peterson, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Reese, Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sullivan (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Young, Mr. Speaker.--94.

Nay: Covey, Liotta, Paulk, Pettigrew, Wright.--5.

Excused: Ervin, Glover.--2.

The measure passed.

SB 32 was referred for engrossment.

GENERAL ORDER

SB 168 by Wilcoxson et al of the Senate and Coleman of the House was read and considered.

Representative Coleman moved to amend **SB 168** 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 Wells moved to amend the floor substitute, Page 1, Section 1, Line 29; Page 2, Line 8; Page 2, Section 2, Lines 28-29 by adding a comma "," after the word "public" and inserting the words "private and home", Page 3, Section 2, Lines 13-26 by striking all of Subsection B. and relettering subsequent subsections, Page 3, Line 28 by inserting after the word "shall" the language "apply to all public, private and home schools and shall", Page 3, Line 31 by restoring the stricken language "development of reading and comprehension skills of the student", Page 4, Section 2, Lines 1-2 by striking the new language "acquisition of phoneme awareness, phonics, spelling, reading fluency and comprehension" and Pages 4, 5 and 6 by restoring all stricken language and deleting all new language.

Representative O'Neal moved to table the Wells amendment, which tabling motion prevailed upon roll call as follows:

Aye: Adkins, Balkman, Bengé, Calvey, Cargill, Case, Claunch, Coleman, Dank, Davis, Ericson, Ferguson, Friskup, Graves, Greenwood, Hastings, Hiatt, Ingmire, Jones, Langmacher, Liotta, Maddux, Miller (Doug), Morgan, Nance, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Piatt, Pope (Clay), Pope (Tim), Reese, Roach, Roggow, Smaligo, Smith (Hopper), Steele, Sullivan (John), Sullivan (Leonard), Tibbs, Vaughn, Webb, Wilt, Winchester, Worthen, Wright, Young.--51.

Nay: Askins, Begley, Benson, Blackburn, Bonny, Braddock, Corn, Covey, Cox, Deutschendorf, Dunegan, Easley, Eddins, Erwin, Fields, Gilbert, Gray, Hefner, Hilliard, Hutchison, Kirby, Leist, Lindley, Mass, Matlock, McCarter, Miller (Ray), Mitchell, Nations, Plunk, Rice, Roberts, Ross, Smith (Dale), Staggs, Stanley, Stites, Sweeden, Toure, Turner, Tyler, Walker, Wells, Wilson, Mr. Speaker.--45.

Excused: Ervin, Glover, Phillips, Roan, Taylor.--5.

Representative McCarter moved to amend the floor substitute by striking the title, which amendment was declared adopted upon roll call as follows:

Aye: Askins, Begley, Benson, Blackburn, Bonny, Braddock, Corn, Covey, Cox, Deutschendorf, Dunegan, Easley, Eddins, Erwin, Fields, Gilbert, Gray, Hefner, Hilliard, Hutchison, Kirby, Langmacher, Leist, Lindley, Matlock, McCarter, Miller (Ray), Mitchell, Nations, Paulk, Plunk, Pope (Clay), Rice, Roach, Roan, Roberts, Ross, Smith (Dale), Staggs, Stites, Sweeden, Toure, Turner, Tyler, Walker, Wells, Wilson, Mr. Speaker.--48.

Nay: Adkins, Balkman, Bengé, Calvey, Cargill, Case, Claunch, Coleman, Dank, Davis, Ericson, Ferguson, Friskup, Graves, Greenwood, Hastings, Hiatt, Ingmire, Jones, Liotta, Miller (Doug), Morgan, Nance, Newport, O'Neal, Perry, Peters, Peterson, Pettigrew, Piatt, Pope (Tim), Reese, Roggow, Smaligo, Smith (Hopper), Steele, Sullivan (John), Sullivan (Leonard), Tibbs, Vaughn, Webb, Wilt, Winchester, Worthen, Wright, Young.--46.

Excused: Ervin, Glover, Maddux, Mass, Phillips, Stanley, Taylor.--7.

Representative Coleman moved that **SB 168** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Coleman, **SB 168** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 168 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Balkman, Bengé, Calvey, Cargill, Case, Claunch, Coleman, Dank, Davis, Ferguson, Friskup, Graves, Greenwood, Hastings, Hiatt, Ingmire, Jones, Liotta, Maddux, Miller (Doug), Mitchell, Morgan, Nance, Newport, O'Neal, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Pope (Tim), Reese, Roach, Roggow, Smaligo, Smith (Hopper), Sullivan (John), Sullivan (Leonard), Tibbs, Vaughn, Webb, Wilt, Winchester, Worthen, Wright, Young.--47.

Nay: Adkins, Askins, Begley, Benson, Blackburn, Bonny, Braddock, Corn, Covey, Cox, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Fields, Gilbert, Gray, Hefner, Hilliard, Hutchison, Kirby, Langmacher, Leist, Lindley, Mass, Matlock, McCarter, Miller (Ray), Nations, Paulk, Plunk, Pope (Clay), Rice, Roan, Roberts, Ross, Smith (Dale), Staggs, Stanley, Steele, Stites, Sweeden, Taylor, Toure, Turner, Tyler, Walker, Wells, Wilson, Mr. Speaker.--52.

Excused: Ervin, Glover.--2.

The measure failed.

Representative Coleman served notice to reconsider the vote whereby **SB 168** failed.

GENERAL ORDER

SB 662 by Coffee of the Senate and Vaughn of the House was read and considered.

Representative Vaughn moved to amend **SB 662** by inserting a new Section 6 to read as follows, and renumbering subsequent sections, which amendment was declared adopted:

"SECTION 6. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 764.1 of Title 15, unless there is created a duplication in numbering, reads as follows:

A. As used in this section:

1. "Hearing aid" means any wearable instrument or device designed or offered for the purpose of aiding or compensating for impaired human hearing and any parts, attachments, or accessories thereto, but excluding ear molds, batteries and cords. The term "hearing aid" does not include cochlear implants or cochlear prosthesis;

2. "Hearing aid provider" means a hearing aid dealer or fitter licensed pursuant to Section 1-1750 et seq. of Title 63 of the Oklahoma Statutes, audiologist licensed pursuant to Section 1601 et seq. of Title 59 of the Oklahoma Statutes, or any other individual who dispenses hearing aids within this state; and

3. "Rescission period" means seven (7) calendar days from the day the hearing aid is placed in the possession of the purchaser.

B. A hearing aid provider shall provide a seven-day rescission period on a hearing aid purchase consistent with the following terms:

1. The purchaser shall have the right to cancel the purchase for any reason if the hearing aid is returned to the hearing aid provider in the same condition as when purchased, ordinary wear and tear excepted, within seven (7) days of the date of receipt of the hearing

aid. The seven-day rescission period shall be tolled for any period during which the hearing aid provider takes possession or control of a hearing aid after its original delivery;

2. The purchaser is entitled to receive a full refund of the purchase price, provided the hearing aid provider may be entitled to a cancellation fee no greater than ten percent (10%) of the total purchase price for the hearing aid or One Hundred Fifty Dollars (\$150.00) per hearing aid, whichever is less; and

3. The hearing aid provider shall provide a written receipt or contract to the purchaser that includes, in immediate proximity to the space reserved for the signature of the purchaser, the following specific statement in all bold-faced type capital letters no smaller than the largest print used in the written receipt or contract:

OKLAHOMA STATE LAW GIVES THE PURCHASER THE RIGHT TO CANCEL THIS PURCHASE FOR ANY REASON BY RETURNING THE HEARING AID TO THE HEARING AID PROVIDER AT ANY TIME PRIOR TO MIDNIGHT OF THE SEVENTH CALENDAR DAY AFTER RECEIPT OF THE HEARING AID.

BY LAW, THE HEARING AID PROVIDER MAY BE ENTITLED TO A CANCELLATION FEE NOT TO EXCEED TEN PERCENT (10%) OF THE TOTAL PURCHASE PRICE FOR THE HEARING AID OR ONE HUNDRED FIFTY DOLLARS (\$150.00) PER HEARING AID, WHICHEVER IS LESS, TO COVER THE COSTS INCURRED BY THE HEARING AID PROVIDER.

IF THE PURCHASER RETURNS THE HEARING AID WITHIN THE SEVEN-DAY PERIOD, THE PURCHASER WILL RECEIVE A REFUND OF \$.00 (HEARING AID PROVIDER MUST INSERT THE DOLLAR AMOUNT OF THE REFUND).

IF THE HEARING AID PROVIDER FAILS TO COMPLY WITH THIS PROVISION, COMPLAINTS SHOULD BE FORWARDED TO:

OKLAHOMA STATE DEPARTMENT OF HEALTH
OCCUPATIONAL LICENSING DIVISION
1000 N.E. 10th STREET
OKLAHOMA CITY, OKLAHOMA 73105

C. Failure to comply with this section constitutes a deceptive trade practice. Hearing aid providers who violate this section shall be disciplined by the appropriate state licensing agency, in addition to any sanction provided for in the Oklahoma Consumer Protection Act."

Representative Vaughn moved that **SB 662** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Vaughn, **SB 662** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 662 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, Claunch, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Reese, Rice, Roach, Roan, Roberts, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sullivan (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Wells, Wilson, Wilt, Winchester, Worthen, Mr. Speaker.--88.

Nay: Calvey, Cargill, Case, Coleman, Langmacher, Newport, Pope (Tim), Roggow, Webb, Wright, Young.--11.

Excused: Ervin, Glover.--2.

The measure and emergency passed.

SB 662 was referred for engrossment.

GENERAL ORDER

SB 129 by Helton of the Senate and McCarter of the House was read and considered.

Coauthored by Representative(s) Liotta, Reese, Pope (Clay), Miller (Ray), Walker, Roan, Sweeden

Representative McCarter moved that **SB 129** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative McCarter, **SB 129** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 129 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, 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 (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner,

Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Excused: Ervin, Glover.--2.

The measure and emergency passed.

SB 129 was referred for engrossment.

GENERAL ORDER

SB 545 by Henry of the Senate and Braddock of the House was read and considered.

Representative Braddock moved that **SB 545** be advanced from General Order, which motion was declared adopted.

Upon request of Representative Braddock, **SB 545** was placed on Third Reading and Final Passage.

THIRD READING

SB 545 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, 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, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sullivan (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--98.

Excused: Ervin, Glover, Ross.--3.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 545** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 132 by Monson of the Senate and Cox of the House was read and considered.

Representative Cox moved that **SB 132** be advanced from General Order, which motion was declared adopted.

Upon request of Representative Cox, **SB 132** was placed on Third Reading and Final Passage.

THIRD READING

SB 132 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, 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), Staggs, Stanley, Steele, Stites, Sullivan (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--98.

Excused: Ervin, Glover, Smith (Hopper).--3.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 132** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 397 by Taylor of the Senate and Adair of the House was read and considered.

Coauthored by Representative(s) Balkman, Bengé, Calvey, Cargill, Friskup, Maddux, Nance, Newport, O'Neal, Pettigrew, Piatt, Pope (Tim), Roan, Roggow, Steele, Tibbs, Vaughn, Walker, Young

Representative Pettigrew moved to amend **SB 397**, Page 9, Section 1, Line 20 ½ by inserting a new subsection N to read as follows, which amendment was declared adopted:

"N. In a jury trial for an offense provided for in subsection A of this section, the jury shall be instructed to determine only guilt or innocence of the offense charged in an initial stage of the trial. If the verdict is guilty, evidence of prior offenses and other evidence relevant to punishment shall be received at a second stage of the trial after which the judge shall instruct the jury to determine the punishment. Evidence of prior offenses may be received in the initial stage of the trial as permitted by the rules of evidence. This subsection shall be known as the 'Matli Family Act'."

Speaker Adair moved that **SB 397** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Speaker Adair, **SB 397** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 397 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, 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 (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Excused: Ervin, Glover.--2.

The measure passed.

SB 397 was referred for engrossment.

GENERAL ORDER

SB 416 by Maddox of the Senate and McCarter of the House was read and considered.

Representative McCarter moved that **SB 416** be advanced from General Order, which motion was declared adopted.

Upon request of Representative McCarter, **SB 416** was placed on Third Reading and Final Passage.

THIRD READING

SB 416 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Leist, Lindley, Liotta, Maddux, 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 (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--98.

Excused: Ervin, Glover, Langmacher.--3.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 416** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 612 by Littlefield of the Senate and Hutchison of the House was read and considered.

Representative Hutchison moved that **SB 612** be advanced from General Order, which motion was declared adopted.

Upon request of Representative Hutchison, **SB 612** was placed on Third Reading and Final Passage.

THIRD READING

SB 612 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf,

Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, 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 (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--97.

Excused: Ervin, Fields, Glover, Perry.--4.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 612** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 42 by Crutchfield of the Senate and Hilliard of the House was read and considered.

Coauthored by Representative(s) Staggs

Representative Hilliard moved to amend **SB 42** by restoring the stricken title, which amendment was declared adopted.

Representative Hilliard moved that **SB 42** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Hilliard, **SB 42** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 42 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, 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 (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner,

Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Excused: Ervin, Glover.--2.

The measure and emergency passed.

SB 42 was referred for engrossment.

GENERAL ORDER

SB 499 by Williams of the Senate and Eddins et al of the House was read and considered.

Representative Eddins moved that **SB 499** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Eddins, **SB 499** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 499 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Adkins, Askins, Begley, Benge, Benson, Blackburn, Bonny, Braddock, Cargill, Case, Claunch, Corn, Covey, Cox, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Gray, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Kirby, Langmacher, Leist, Lindley, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Reese, Rice, Roach, Roan, Roberts, Roggow, Ross, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sullivan (Leonard), Sweeden, Taylor, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Mr. Speaker.--85.

Nay: Balkman, Calvey, Coleman, Dank, Graves, Greenwood, Jones, Liotta, Peterson, Smaligo, Sullivan (John), Tibbs, Wright, Young.--14.

Excused: Ervin, Glover.--2.

The measure and emergency passed.

SB 499 was referred for engrossment.

GENERAL ORDER

SB 423 by Maddox of the Senate and Benson of the House was read and considered.

Representative Benson moved that **SB 423** be advanced from General Order, which motion was declared adopted.

Upon request of Representative Benson, **SB 423** was placed on Third Reading and Final Passage.

THIRD READING

SB 423 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, 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 (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Excused: Ervin, Glover.--2.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 423** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 210 by Haney et al of the Senate and Mass et al of the House was read and considered.

Representative Mass moved to amend **SB 210** by striking the enacting clause, which amendment was declared adopted.

Representative Mass moved that **SB 210** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **SB 210** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 210 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, 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 (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--97.

Nay: Liotta.--1.

Excused: Ervin, Glover, Perry.--3.

The measure and emergency passed.

SB 210 was referred for engrossment.

GENERAL ORDER

SB 211 by Haney et al of the Senate and Mass et al of the House was read and considered.

Representative Mass moved to amend **SB 211** by striking the enacting clause, which amendment was declared adopted.

Representative Mass moved that **SB 211** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **SB 211** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 211 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Maddux, 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 (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--98.

Nay: Liotta.--1.

Excused: Ervin, Glover.--2.

The measure and emergency passed.

SB 211 was referred for engrossment.

GENERAL ORDER

SB 212 by Haney et al of the Senate and Mass et al of the House was read and considered.

Representative Mass moved to amend **SB 212** by striking the enacting clause, which amendment was declared adopted.

Representative Mass moved that **SB 212** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **SB 212** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 212 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf,

Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Maddux, 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.

Nay: Liotta, Sullivan (John).--2.

Excused: Ervin, Glover.--2.

The measure and emergency passed.

SB 212 was referred for engrossment.

GENERAL ORDER

SB 213 by Haney et al of the Senate and Mass et al of the House was read and considered.

Representative Mass moved to amend **SB 213** by striking the enacting clause, which amendment was declared adopted.

Representative Mass moved that **SB 213** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **SB 213** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 213 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, 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, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sullivan (John), Sullivan (Leonard), Taylor, Tibbs, Toure, Turner, Tyler, Vaughn,

Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--97.

Excused: Ervin, Glover, Roberts, Sweeden.--4.

The measure and emergency passed.

SB 213 was referred for engrossment.

GENERAL ORDER

SB 214 by Haney et al of the Senate and Mass et al of the House was read and considered.

Representative Mass moved to amend **SB 214** by striking the enacting clause, which amendment was declared adopted.

Representative Mass moved that **SB 214** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **SB 214** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 214 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, 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 (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Excused: Ervin, Glover.--2.

The measure and emergency passed.

SB 214 was referred for engrossment.

GENERAL ORDER

SB 215 by Haney et al of the Senate and Mass et al of the House was read and considered.

Representative Mass moved to amend **SB 215** by striking the enacting clause, which amendment was declared adopted.

Representative Mass moved that **SB 215** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **SB 215** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 215 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, 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 (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Excused: Ervin, Glover.--2.

The measure and emergency passed.

SB 215 was referred for engrossment.

GENERAL ORDER

SB 216 by Haney et al of the Senate and Mass et al of the House was read and considered.

Representative Mass moved to amend **SB 216** by striking the enacting clause, which amendment was declared adopted.

Representative Mass moved that **SB 216** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **SB 216** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 216 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiett, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, 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 (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Excused: Ervin, Glover.--2.

The measure and emergency passed.

SB 216 was referred for engrossment.

GENERAL ORDER

SB 217 by Haney et al of the Senate and Mass et al of the House was read and considered.

Representative Mass moved to amend **SB 217** by striking the enacting clause, which amendment was declared adopted.

Representative Mass moved that **SB 217** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **SB 217** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 217 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Tim), Reese, Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sullivan (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--98.

Excused: Ervin, Glover, Pope (Clay).--3.

The measure and emergency passed.

SB 217 was referred for engrossment.

GENERAL ORDER

SB 218 by Haney et al of the Senate and Mass et al of the House was read and considered.

Representative Mass moved to amend **SB 218** by striking the enacting clause, which amendment was declared adopted.

Representative Mass moved that **SB 218** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **SB 218** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 218 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones,

Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, 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 (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Excused: Covey, Ervin.--2.

The measure and emergency passed.

SB 218 was referred for engrossment.

GENERAL ORDER

SB 219 by Haney et al of the Senate and Mass et al of the House was read and considered.

Representative Mass moved to amend **SB 219** by striking the enacting clause, which amendment was declared adopted.

Representative Mass moved that **SB 219** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **SB 219** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 219 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, Bonny, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Cox, Dank, Davis, Deutschendorf, Dunegan, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiett, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Piatt, Plunk, Pope (Clay), Pope (Tim), Reese, Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sullivan (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--94.

Nay: Blackburn, Corn, Easley, Phillips, Wells.--5.

Excused: Covey, Ervin.--2.

The measure and emergency passed.

SB 219 was referred for engrossment.

GENERAL ORDER

SB 556 by Henry of the Senate and Toure of the House was read and considered.

Representative Toure moved to amend **SB 556** by striking the enacting clause, which amendment was declared adopted.

Representative Toure moved that **SB 556** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Toure, **SB 556** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 556 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, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, 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 (John), Sullivan (Leonard), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--100.

Excused: Ervin.--1.

The measure passed.

SB 556 was referred for engrossment.

MOTION

Upon unanimous consent request of Representative Hilliard, the House was declared at ease until 1:30 p.m.

Speaker Adair Presiding**RESOLUTION**

The following was introduced and read:

HCR 1019 – By Benson, Adair, Deutschendorf, Kirby, Liotta, Smith (Hopper), Wells and Wilson of the House and Helton of the Senate.

A Concurrent Resolution memorializing Congress and the President to enact legislation that recognizes the importance that the United States government maintain its commitment to America's military retirees by providing lifetime health care for military retirees over sixty-five years of age; requiring opening the Federal Employees Health Benefit Program to eligible uniformed services beneficiaries; providing any other appropriate legislation that addresses the concerns set forth in the measure; and directing distribution.

MESSAGES FROM THE SENATE

Announcing that Enrolled **HCR 1018** has been signed by the Presiding Officer of Senate, in open session.

The above measure was ordered filed with the Secretary of State.

Announcing that Enrolled **HBs 1131, 1148, 1152, 1191, 1214, 1253, 1262, 1289, 1329, 1330, 1376, 1819, 1824** and **1914** 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 **SBs 110** and **130**.

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

Returning engrossed measures, as amended

Announcing the passage of and returning engrossed measures as amended: **HBs 1002, 1005**, Coauthored by Senator Williamson, **1034, 1086, 1122, 1134**, Coauthored by Senator

Muegge, **1182, 1192, 1217, 1222, 1225, 1297**, Coauthored by Senator Riley, **1298, 1300, 1378, 1392, 1394, 1711** (emergency failed) and **1920**, Coauthored by Senator Campbell.

Senate amendments were read on the above numbered measures.

Returning engrossed measures

Announcing the passage of **HBs 1014, 1142, 1162, 1177, 1248, 1251, 1299, 1417** and **1434**.

The above-numbered measures were referred for enrollment.

Conference requested

Advising rejection of **HAs** to **SBs 77, 117, 119, 440, 469, 511, 543, 560, 595, 610** and **750** and requesting conference thereon, the Senate conferees to be named later.

CONFEREES NAMED

The Speaker named the following conferees:

HB 1092 – Wilt, Deutschendorf, Roberts, Ferguson, Wells

CONFERENCE GRANTED

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

SB 14 – Dunegan, Pope (Clay), Webb, Wilson, Maddux

SB 45 – Dunegan, Braddock, Webb, Case, Toure

SB 345 – Lindley, Gilbert, Coleman, Greenwood, Braddock

SB 488 – Erwin, Adkins, Sullivan (John), Hiatt, Pope (Clay), Wilson, Nations

MOTION EXPIRED

Time expired for consideration of the motion to reconsider the vote whereby **SB 133** passed.

The Presiding Officer signed, in open session, Engrossed **SB 133** and ordered same returned to the Honorable Senate.

APPOINTMENTS

April 2, 2001 – Pursuant to the authorization of the Speaker, the following Members were appointed to the Congressional Redistricting Committee:

1st District	Representative Perry
2nd District	Representative Roberts
3rd District	Representative Ferguson
3rd District	Representative Ervin
4th District	Representative Benson
5th District	Representative Morgan
6th District	Representative Langmacher

Representative Hilliard moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 9:00 a.m., Wednesday, April 4, 2001, which was the order.

Pursuant to the motion of Representative Hilliard, the House was adjourned at 1:53 p.m., to reconvene Wednesday, April 4, 2001, at 9:00 a.m.