

Twentieth Legislative Day

Thursday, March 7, 2002

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

The roll was called with 97 Members present.

The following Members were excused: Braddock, Corn, Stanley.—3.

Vacancy: Dist. 71.—1.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Reverend Chester A. West, Emmanuel Baptist Church, Oklahoma City.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HBs 1118, 2045, 2068, 2105, 2124, 2238, 2258, 2279, 2346, 2353, 2368, 2526, 2527, 2528, 2529, 2530, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2609, 2617, 2673, 2705, 2715, 2738, 2753, 2763, 2764, 2765, 2807 and 2886 and HJR 1036, 1038 and 1048 were reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HCR 1047 was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Honorable Senate.

SECOND READING

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

- SB 823** – Revenue and Taxation
- SB 826** – Rules
- SB 828** – Revenue and Taxation
- SB 836** – Appropriations and Budget
- SB 851** – Energy and Utility Regulation
- SB 878** – Energy and Utility Regulation
- SB 879** – Energy and Utility Regulation
- SB 914** – Government Operations and Agency Oversight
- SB 915** – Corrections
- SB 935** – Revenue and Taxation
- SB 990** – Public Health
- SB 1000** – County and Municipal Government
- SB 1230** – Retirement Laws
- SB 1251** – Common Education
- SB 1265** – Tourism and Recreation
- SB 1270** – Tourism and Recreation
- SB 1271** – Appropriations and Budget
- SB 1276** – Commerce, Industry and Labor
- SB 1287** – Career and Technology Education
- SB 1299** – Insurance
- SB 1319** – Criminal Justice
- SB 1326** – Rules
- SB 1342** – Insurance
- SB 1355** – Revenue and Taxation
- SB 1359** – Government Operations and Agency Oversight
- SB 1361** – Appropriations and Budget
- SB 1363** – Appropriations and Budget
- SB 1365** – Government Operations and Agency Oversight
- SB 1369** – Commerce, Industry and Labor
- SB 1371** – Transportation
- SB 1379** – Government Operations and Agency Oversight
- SB 1381** – Government Operations and Agency Oversight
- SB 1384** – Government Operations and Agency Oversight
- SB 1385** – Government Operations and Agency Oversight
- SB 1406** – Revenue and Taxation
- SB 1415** – Revenue and Taxation
- SB 1416** – Revenue and Taxation
- SB 1419** – Judiciary
- SB 1448** – Revenue and Taxation

SB 1450 – Banking and Finance
SB 1451 – Revenue and Taxation
SB 1459 – Appropriations and Budget
SB 1507 – Public Health
SB 1523 – Higher Education
SB 1542 – Public Health
SB 1549 – Transportation
SB 1560 – Human Services
SB 1572 – Human Services
SB 1574 – Appropriations and Budget
SB 1595 – Common Education
SB 1600 – Rules
SB 1616 – Common Education
SB 1627 – Appropriations and Budget
SB 1641 – Insurance
SB 1649 – Public Health
SB 1650 – Criminal Justice
SB 1679 – Appropriations and Budget

MOTION

Upon unanimous consent request of Representative Hilliard, House Rule 14, Section 1(c) was suspended for consideration of the following appropriation measures.

GENERAL ORDER

HB 2525 by Mass et al of the House and Haney et al of the Senate was read and considered.

Representative Mass moved to amend **HB 2525** by striking the title, which amendment was declared adopted.

Representative Mass moved that **HB 2525** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **HB 2525** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2525 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, Bonny, Calvey, Cargill, Claunch, Coleman, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, 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), Rice, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--86.

Nay: Dank, Graves, Sullivan.--3.

Excused: Balkman, Benson, Blackburn, Braddock, Case, Corn, Glover, Gray, Roach, Stanley, Toure.--11.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2525 was referred for engrossment.

GENERAL ORDER

HB 2547 by Mass et al of the House and Haney et al of the Senate was read and considered.

Representative Mass moved to amend **HB 2547** by striking the title, which amendment was declared adopted.

Representative Mass moved that **HB 2547** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **HB 2547** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2547 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, Blackburn, Bonny, Cargill, Coleman, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Gray, Greenwood, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Wright, Young, Mr. Speaker.--83.

Nay: Dank, Graves, Sullivan.--3.

Excused: Balkman, Benson, Braddock, Calvey, Case, Claunch, Corn, Glover, Hastings, Miller (Ray), Roach, Stanley, Toure, Worthen.--14.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2547 was referred for engrossment.

GENERAL ORDER

HB 2548 by Mass et al of the House and Haney et al of the Senate was read and considered.

Representative Mass moved to amend **HB 2548** by striking the title, which amendment was declared adopted.

Representative Mass moved that **HB 2548** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **HB 2548** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2548 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, Blackburn, Bonny, Calvey, Cargill, Claunch, Coleman, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, 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), Rice, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--87.

Nay: Dank, Graves, Sullivan.--3.

Excused: Balkman, Benson, Braddock, Case, Corn, Gilbert, Glover, Roach, Stanley, Toure.--10.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2548 was referred for engrossment.

GENERAL ORDER

HB 2549 by Mass et al of the House and Haney et al of the Senate was read and considered.

Representative Mass moved to amend **HB 2549** by striking the title, which amendment was declared adopted.

Representative Mass moved that **HB 2549** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **HB 2549** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2549 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--91.

Nay: Dank, Sullivan.--2.

Excused: Balkman, Benson, Braddock, Corn, Glover, Stanley, Toure.--7.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2549 was referred for engrossment.

GENERAL ORDER

HB 2550 by Mass et al of the House and Haney et al of the Senate was read and considered.

Representative Mass moved to amend **HB 2550** by striking the title, which amendment was declared adopted.

Representative Mass moved that **HB 2550** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **HB 2550** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2550 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Steele, Sweeden, Taylor, Tibbs, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--87.

Nay: Dank, Sullivan.--2.

Excused: Balkman, Benson, Braddock, Corn, Eddins, Glover, Graves, Staggs, Stanley, Stites, Toure.--11.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2550 was referred for engrossment.

GENERAL ORDER

HB 2551 by Mass et al of the House and Haney et al of the Senate was read and considered.

Representative Mass moved to amend **HB 2551** by striking the title, which amendment was declared adopted.

Representative Mass moved that **HB 2551** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **HB 2551** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2551 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, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--90.

Nay: Dank, Sullivan.--2.

Excused: Balkman, Benson, Blackburn, Braddock, Corn, Glover, Stanley, Toure.--8.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2551 was referred for engrossment.

GENERAL ORDER

HB 2552 by Mass et al of the House and Haney et al of the Senate was read and considered.

Representative Mass moved to amend **HB 2552** by striking the title, which amendment was declared adopted.

Representative Mass moved that **HB 2552** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **HB 2552** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2552 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, Bengé, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--91.

Nay: Dank, Sullivan.--2.

Excused: Balkman, Benson, Braddock, Corn, Glover, Stanley, Toure.--7.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2552 was referred for engrossment.

GENERAL ORDER

HB 2553 by Mass et al of the House and Haney et al of the Senate was read and considered.

Representative Mass moved to amend **HB 2553** by striking the title, which amendment was declared adopted.

Representative Mass moved that **HB 2553** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **HB 2553** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2553 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hielt, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--91.

Nay: Dank, Sullivan.--2.

Excused: Balkman, Benson, Braddock, Corn, Glover, Stanley, Toure.--7.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2553 was referred for engrossment.

GENERAL ORDER

HB 2554 by Mass et al of the House and Haney et al of the Senate was read and considered.

Representative Mass moved to amend **HB 2554** by striking the title, which amendment was declared adopted.

Representative Mass moved that **HB 2554** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **HB 2554** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2554 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--91.

Nay: Dank, Sullivan.--2.

Excused: Balkman, Benson, Braddock, Corn, Glover, Stanley, Toure.--7.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2554 was referred for engrossment.

GENERAL ORDER

HB 2555 by Mass et al of the House and Haney et al of the Senate was read and considered.

Representative Mass moved to amend **HB 2555** by striking the title, which amendment was declared adopted.

Representative Mass moved that **HB 2555** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **HB 2555** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2555 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--91.

Nay: Dank, Sullivan.--2.

Excused: Balkman, Benson, Braddock, Corn, Glover, Stanley, Toure.--7.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2555 was referred for engrossment.

GENERAL ORDER

HB 2556 by Mass et al of the House and Haney et al of the Senate was read and considered.

Representative Mass moved to amend **HB 2556** by striking the title, which amendment was declared adopted.

Representative Mass moved that **HB 2556** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **HB 2556** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2556 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, Bengé, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--91.

Nay: Dank, Sullivan.--2.

Excused: Balkman, Benson, Braddock, Corn, Glover, Stanley, Toure.--7.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2556 was referred for engrossment.

GENERAL ORDER

HB 2557 by Mass et al of the House and Haney et al of the Senate was read and considered.

Representative Mass moved to amend **HB 2557** by striking the title, which amendment was declared adopted.

Representative Mass moved that **HB 2557** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **HB 2557** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2557 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, Bengé, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, 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, Phillips, Piatt, Plunk,

Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--89.

Nay: Dank, Graves, Pettigrew, Sullivan.--4.

Excused: Balkman, Benson, Braddock, Corn, Glover, Stanley, Toure.--7.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2557 was referred for engrossment.

GENERAL ORDER

HB 2558 by Mass et al of the House and Haney et al of the Senate was read and considered.

Representative Mass moved to amend **HB 2558** by striking the title, which amendment was declared adopted.

Representative Mass moved that **HB 2558** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **HB 2558** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2558 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--90.

Nay: Dank, Graves, Sullivan.--3.

Excused: Balkman, Benson, Braddock, Corn, Glover, Stanley, Toure.--7.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2558 was referred for engrossment.

GENERAL ORDER

HB 2559 by Mass et al of the House and Haney et al of the Senate was read and considered.

Representative Mass moved to amend **HB 2559** by striking the title, which amendment was declared adopted.

Representative Mass moved that **HB 2559** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **HB 2559** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2559 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--91.

Nay: Dank, Sullivan.--2.

Excused: Balkman, Benson, Braddock, Corn, Glover, Stanley, Toure.--7.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2559 was referred for engrossment.

GENERAL ORDER

HB 2560 by Mass et al of the House and Haney et al of the Senate was read and considered.

Representative Mass moved to amend **HB 2560** by striking the title, which amendment was declared adopted.

Representative Mass moved that **HB 2560** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **HB 2560** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2560 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, Bengé, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--91.

Nay: Dank, Sullivan.--2.

Excused: Balkman, Benson, Braddock, Corn, Glover, Stanley, Toure.--7.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2560 was referred for engrossment.

GENERAL ORDER

HB 2561 by Mass et al of the House and Haney et al of the Senate was read and considered.

Representative Mass moved to amend **HB 2561** by striking the title, which amendment was declared adopted.

Representative Mass moved that **HB 2561** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **HB 2561** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2561 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, Bengel, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--91.

Nay: Dank, Sullivan.--2.

Excused: Balkman, Benson, Braddock, Corn, Glover, Stanley, Toure.--7.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2561 was referred for engrossment.

GENERAL ORDER

HB 2562 by Mass et al of the House and Haney et al of the Senate was read and considered.

Representative Mass moved to amend **HB 2562** by striking the title, which amendment was declared adopted.

Representative Mass moved that **HB 2562** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **HB 2562** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2562 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, Bengé, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--91.

Nay: Dank, Sullivan.--2.

Excused: Balkman, Benson, Braddock, Corn, Glover, Stanley, Toure.--7.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2562 was referred for engrossment.

GENERAL ORDER

HB 2563 by Mass et al of the House and Haney et al of the Senate was read and considered.

Representative Mass moved to amend **HB 2563** by striking the title, which amendment was declared adopted.

Representative Mass moved that **HB 2563** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **HB 2563** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2563 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--92.

Nay: Dank, Sullivan.--2.

Excused: Balkman, Benson, Braddock, Corn, Glover, Stanley.--6.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2563 was referred for engrossment.

GENERAL ORDER

HB 2564 by Mass et al of the House and Haney et al of the Senate was read and considered.

Representative Mass moved to amend **HB 2564** by striking the title, which amendment was declared adopted.

Representative Mass moved that **HB 2564** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **HB 2564** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2564 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, Bengé, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--92.

Nay: Dank, Sullivan.--2.

Excused: Balkman, Benson, Braddock, Corn, Glover, Stanley.--6.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2564 was referred for engrossment.

GENERAL ORDER

HB 2565 by Mass et al of the House and Haney et al of the Senate was read and considered.

Representative Mass moved to amend **HB 2565** by striking the title, which amendment was declared adopted.

Representative Mass moved that **HB 2565** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **HB 2565** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2565 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--92.

Nay: Dank, Sullivan.--2.

Excused: Balkman, Benson, Braddock, Corn, Glover, Stanley.--6.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2565 was referred for engrossment.

GENERAL ORDER

HB 2566 by Mass et al of the House and Haney et al of the Senate was read and considered.

Representative Mass moved to amend **HB 2566** by striking the title, which amendment was declared adopted.

Representative Mass moved that **HB 2566** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Mass, **HB 2566** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2566 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--92.

Nay: Dank, Sullivan.--2.

Excused: Balkman, Benson, Braddock, Corn, Glover, Stanley.--6.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2566 was referred for engrossment.

GENERAL ORDER

HB 1435 by Nations of the House and Morgan of the Senate was read and considered.

Representative Nations moved that **HB 1435** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Nations, **HB 1435** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 1435 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Askins, Begley, Benge, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--94.

Excused: Balkman, Benson, Braddock, Corn, Glover, Stanley.--6.

Vacancy: Dist. 71.--1.

The measure passed.

HB 1435 was referred for engrossment.

GENERAL ORDER

HB 1440 by Nations of the House and Wilcoxson of the Senate was read and considered.

Representative Miller (Doug) moved to amend **HB 1440** by adding new Sections 1 and 2 to read as follows and renumbering subsequent sections:

"SECTION 1. There is hereby appropriated to the Oklahoma State Regents for Higher Education from any monies not otherwise appropriated from the Constitutional Reserve Fund of the State Treasury, the sum of Nineteen Million Dollars (\$19,000,000.00) or so much thereof as may be necessary to fund the costs associated with the University of Oklahoma Weather Center.

SECTION 2. There is hereby appropriated to the Oklahoma State Regents for Higher Education from any monies not otherwise appropriated from the Constitutional Reserve Fund of the State Treasury, the sum of Nineteen Million Dollars (\$19,000,000.00) or so much thereof as may be necessary to fund the costs associated with the Oklahoma State University Biotechnology Research."

which amendment failed of adoption upon roll call as follows:

Aye: Adkins, Calvey, Cargill, Case, Claunch, Coleman, Dank, DeWitt, Eddins, Ferguson, Friskup, Hiett, Liotta, Maddux, Miller (Doug), Morgan, Nance, Newport, Perry, Phillips, Roggow, Smith (Hopper), Steele, Sullivan, Tibbs, Wilt, Winchester, Young.--28.

Nay: Askins, Begley, Benge, Blackburn, Bonny, Covey, Cox, Davis, Deutschendorf, Dunegan, Easley, Ericson, Ervin, Erwin, Fields, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Mass, Matlock, McCarter, Miller (Ray), Mitchell, Nations, O'Neal, Paulk, Peters, Peterson, Pettigrew, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Ross, Smaligo, Smith (Dale), Staggs, Stites, Sweeden, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Worthen, Wright, Mr. Speaker.--65.

Excused: Balkman, Benson, Braddock, Corn, Glover, Stanley, Taylor.--7.

Vacancy: Dist. 71.--1.

Representative Nations moved that **HB 1440** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Nations, **HB 1440** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 1440 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Cox, Dank, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Gray, Greenwood, Hefner, Hiett, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--89.

Nay: Davis, Graves, Hastings, Liotta.--4.

Excused: Balkman, Benson, Braddock, Corn, Covey, Glover, Stanley.--7.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 1440 was referred for engrossment.

GENERAL ORDER

HB 2744 by Nations of the House and Rabon of the Senate was read and considered.

Coauthored by Representative(s) Lindley

Representative Nations moved to amend **HB 2744** by striking the title, which amendment was declared adopted.

Representative Nations moved that **HB 2744** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Nations, **HB 2744** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2744 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Dank, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Gray, Greenwood, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--88.

Nay: Davis, Graves, Hastings, Maddux, Smith (Dale), Sullivan, Vaughn.--7.

Excused: Benson, Braddock, Corn, Glover, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure passed.

HB 2744 was referred for engrossment.

GENERAL ORDER

HB 2212 by Corn of the House and Crutchfield of the Senate was read and considered.

Coauthored by Representative(s) Nations, Rice, Wilson, Lindley

Coauthored by Senator(s) Wilkerson

Representative Roach moved to amend **HB 2212** by striking the title, which amendment was declared adopted.

Representative Claunch moved to amend **HB 2212** by inserting a new Section 1 to read as follows and renumbering subsequent sections, which amendment was declared adopted:

"SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2-304.1 of Title 47, unless there is created a duplication in numbering, reads as follows:

Members of the Oklahoma Law Enforcement Retirement System responding to mobilization for state or national emergencies may not have the employer contribution reduced during their period of service in the Oklahoma National Guard or Reserve."

Representative Roach moved that **HB 2212** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Roach, **HB 2212** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2212 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--94.

Excused: Benson, Braddock, Corn, Glover, Stanley.--5.

Constitutional Priv: Roan.--1.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2212 was referred for engrossment.

GENERAL ORDER

HB 2397 by Vaughn of the House and Williamson of the Senate was read and considered.

Representative Vaughn moved to amend **HB 2397** by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute, which amendment was declared adopted. (Copies for Members)

Representative Vaughn moved to amend the floor substitute by striking the title, which amendment was declared adopted.

Representative Graves moved to amend the floor substitute by deleting Section 5 to read as follows and renumbering subsequent sections:

"SECTION 5. AMENDATORY 43 O.S. 2001, Section 107.3, is amended to read as follows:

Section 107.3 A. 1. In any proceeding ~~for the disposition of children pursuant to this title~~ where the custody or visitation of a minor child or children is contested by any party, the court may appoint an attorney at law as guardian ad litem on the court's motion or upon application of any party to appear for and represent the minor children.

2. The guardian ad litem may be appointed to objectively advocate on behalf of the child and act as an officer of the court to investigate all matters concerning the best interests of the child. In addition to other duties required by the court and as specified by the court, a guardian ad litem shall have the following responsibilities:

- a. review documents, reports, records and other information relevant to the case, meet with and observe the child in appropriate settings, and interview parents, caregivers and health care providers and any other person with knowledge relevant to the case including, but not limited to, teachers, counselors and child care providers,
- b. advocate for the child's best interests by participating in the case, attending any hearings in the matter and advocating for appropriate services for the child when necessary,
- c. monitor the child's best interests throughout any judicial proceeding,
- d. present written reports to the parties and court prior to trial or at any other time as specified by the court on the child's best interests that include conclusions and recommendations and the facts upon which they are based, and
- e. the GAL shall, as much as possible, maintain confidentiality of information related to the case and is not subject to discovery pursuant to the Oklahoma Discovery Code.

3. Expenses, costs, and attorney's fees for the guardian ad litem may be allocated among the parties as determined by the court.

B. When property, separate maintenance, or custody is at issue, the court:

1. May refer the issue or issues to mediation if feasible unless a party asserts or it appears to the court that domestic violence or child abuse has occurred, in which event the court shall halt or suspend professional mediation unless the court specifically finds that:

- a. the following three conditions are satisfied:
 - (1) the professional mediator has substantial training concerning the effects of domestic violence or child abuse on victims,
 - (2) a party who is or alleges to be the victim of domestic violence is capable of negotiating with the other party in mediation, either alone or with assistance, without suffering an imbalance of power as a result of the alleged domestic violence, and
 - (3) the mediation process contains appropriate provisions and conditions to protect against an imbalance of power between parties resulting from the alleged domestic violence or child abuse, or
- b. in the case of domestic violence involving parents, the parent who is or alleges to be the victim requests mediation and the mediator is informed of the alleged domestic violence; and

2. When custody is at issue, the court may order, in addition to or in lieu of the provisions of paragraph 1 of this subsection, that each of the parties undergo individual counseling in a manner that the court deems appropriate, if the court finds that the parties can afford the counseling.

C. As used in this section:

1. "Child abuse" means:

- a. ~~that a child has been physically, emotionally, or psychologically abused by a parent,~~

- b. ~~that a child has been:~~
- ~~(1) sexually abused by a parent through criminal sexual penetration, incest, or criminal sexual contact of a minor as those acts are defined by state law, or~~
 - ~~(2) sexually exploited by a parent through allowing, permitting, or encouraging the child in obscene or pornographic photographing or filming or depicting a child for commercial purposes as those acts are defined by state law,~~
- e. ~~that a child has been knowingly or intentionally or negligently placed in a situation that may endanger the child's life or health, or~~
- d. ~~that a child has been knowingly or intentionally tortured, cruelly confined, or cruelly punished; provided, that nothing in this paragraph shall be construed to imply that a child who is or has been provided with treatment by spiritual means alone through prayer, in accordance with the tenets and practices of a recognized church or religious denomination, by a duly accredited practitioner of the church or denomination, is for that reason alone a victim of child abuse within the meaning of this paragraph~~

shall have the same meaning as such term is defined by the Oklahoma Child Abuse Reporting and Prevention Act or that the child has been adjudicated deprived as a result of the actions or omission of either parent pursuant to the Oklahoma Children's Code; and

2. "Domestic violence" means one parent causing or threatening physical harm or assault or inciting imminent fear of physical, emotional, or psychological harm to the other parent has the same meaning as such term is defined by the Protection from Domestic Abuse Act.

D. During any proceeding concerning child custody, should it be determined by the court that a party has intentionally made a false or frivolous accusation to the court of child abuse or neglect against the other party, the court shall proceed with any or all of the following:

1. Find the accusing party in contempt for perjury and refer for prosecution;
2. Consider the false allegations in determining custody; and
3. Award the obligation to pay all court costs and legal expenses encumbered by both parties arising from the allegations to the accusing party.",

which amendment failed of adoption upon a division of the question.

Representative Vaughn moved that **HB 2397** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Vaughn, **HB 2397** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2397 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--94.

Nay: Graves.--1.

Excused: Benson, Braddock, Corn, Glover, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure passed.

HB 2397 was referred for engrossment.

GENERAL ORDER

HB 2407 by Vaughn of the House and Ford of the Senate was read and considered.

Representative Vaughn moved to amend **HB 2407** by striking the title, which amendment was declared adopted.

Representative Vaughn moved that **HB 2407** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Vaughn, **HB 2407** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2407 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roan,

Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--95.

Excused: Benson, Braddock, Corn, Glover, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure passed.

HB 2407 was referred for engrossment.

GENERAL ORDER

HB 2907 by Blackburn of the House and Monson of the Senate was read and considered.

Representative Blackburn moved that **HB 2907** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Blackburn, **HB 2907** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2907 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Gray, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--90.

Nay: Coleman, Dank, Graves, Greenwood, Steele.--5.

Excused: Benson, Braddock, Corn, Glover, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure passed.

HB 2907 was referred for engrossment.

GENERAL ORDER

HB 2281 by Adair of the House and Taylor of the Senate was read and considered.

Representative Paulk moved to amend **HB 2281** by striking the title, which amendment was declared adopted.

Representative Paulk moved that **HB 2281** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Paulk, **HB 2281** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2281 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Covey, Cox, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Gray, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Wright, Young, Mr. Speaker.--89.

Nay: Coleman, Dank, Davis, Graves, Greenwood, Worthen.--6.

Excused: Benson, Braddock, Corn, Glover, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure passed.

HB 2281 was referred for engrossment.

GENERAL ORDER

HB 2344 by Staggs of the House and Crutchfield of the Senate was read and considered.

Representative Staggs moved to amend **HB 2344** by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute, which amendment was declared adopted. (Copies for Members)

Representative Staggs moved that **HB 2344** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Staggs, **HB 2344** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2344 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Dank, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Young, Mr. Speaker.--92.

Nay: Davis, Graves, Wright.--3.

Excused: Benson, Braddock, Corn, Glover, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2344 was referred for engrossment.

GENERAL ORDER

HB 2199 by Dank et al of the House and Martin of the Senate was read and considered.

Representative Dank moved that **HB 2199** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Dank, **HB 2199** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2199 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Ericson, Ferguson, Friskup, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Ingmire, Jones, Kirby, Leist, Lindley, Liotta, Miller (Doug), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Tim), Rice, Roach, Roggow, Smaligo, Smith (Hopper), Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Turner, Tyler, Vaughn, Webb, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--71.

Nay: Covey, Cox, Eddins, Ervin, Erwin, Fields, Gilbert, Hutchison, Langmacher, Maddux, Mass, Matlock, McCarter, Miller (Ray), Pope (Clay), Roan, Roberts, Ross, Smith (Dale), Stagg, Toure, Walker, Wells, Wilson.--24.

Excused: Benson, Braddock, Corn, Glover, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2199 was referred for engrossment.

GENERAL ORDER

HB 2855 by Ericson of the House and Reynolds of the Senate was read and considered.

Representative Ericson moved to amend **HB 2855** by striking the title, which amendment failed of adoption upon a division of the question.

Representative Winchester moved to amend **HB 2855**, Page 2, Section 1, Line 7 and Page 3, Section 2, Line 14 by adding after the word "rabbits" and before the comma "," the language "except for those known as *Lepus Redemptionis* (or Easter Rabbit)", which amendment was declared adopted.

Representative Pope (Clay) moved to amend **HB 2855**, Page 2, Section 1, Line 7 and Page 3, Section 2, Line 14 by adding after the language "(or Easter Rabbit)," the language "dogs raised by commercial dog breeders for commercial purposes," which amendment was declared adopted.

Representative Ericson moved that **HB 2855** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Ericson, **HB 2855** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2855 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--95.

Excused: Benson, Braddock, Corn, Glover, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure passed.

HB 2855 was referred for engrossment.

GENERAL ORDER

HB 2311 by Stites of the House and Morgan of the Senate was read and considered.

Coauthored by Representative(s) Covey, Ferguson, Friskup, Hutchison, Kirby, Nations, Pope (Clay), Rice, Roan, Sweeden, Wells

Representative Stites moved to amend **HB 2311**, Page 10, Section 2, Line 18 by deleting the period "." and inserting after the word "System" the following language:

"provided, this provision shall not apply to any person who is a member of the System and who, on or before June 30, 2002, has already accepted appointment to a position which is not a covered position of the System nor shall it apply if that person seeks and accepts any other position within a covered agency which is not a covered position of the System.",

which amendment was declared adopted.

Representative Stites moved to amend **HB 2311** by inserting a new Section 8 to read as follows and renumbering subsequent sections, which amendment was declared adopted:

“SECTION 8. AMENDATORY 70 O.S. 2001, Section 3218.7, is amended to read as follows:

Section 3218.7 Within The Oklahoma State System of Higher Education, no resident tuition or nonresident tuition shall be charged to the children of Oklahoma peace officers as defined by Section 648 of Title 21 of the Oklahoma Statutes who have given their lives in the line of duty or to the children of Oklahoma firefighters who have given their lives in the line of duty. Such waiver of resident tuition and nonresident tuition shall be limited to a period of five (5) years. Such waiver of general enrollment fee, resident and nonresident tuitions shall also apply to the children of members of the Oklahoma Law Enforcement Retirement System who have given their lives in the line of duty or whose disability is by means of personal and traumatic injury of a catastrophic nature, as defined by Section 2-300 of Title 47 of the Oklahoma Statutes, and occurred in the line of duty.

Such waiver of resident tuition or nonresident tuition to the children of deceased peace officers and to the children of deceased firefighters as provided for in this section shall be a service benefit of each Oklahoma peace officer and Oklahoma firefighter.

For purposes of this section, “firefighter” means a volunteer firefighter or a permanent salaried professional member of any fire department within the State of Oklahoma.”

Representative Stites moved to amend **HB 2311** by striking the title, which amendment was declared adopted.

Representative Stites moved that **HB 2311** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Stites, **HB 2311** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2311 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--95.

Excused: Benson, Braddock, Corn, Glover, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2311 was referred for engrossment.

GENERAL ORDER

HB 2720 by Roach et al of the House and Williams of the Senate was read and considered.

Coauthored by Representative(s) Easley, Blackburn, Toure

Representative Roach moved that **HB 2720** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Roach, **HB 2720** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2720 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, Blackburn, Calvey, Cargill, Case, Claunch, Covey, Cox, Deutschendorf, Dunegan, Easley, Eddins, Ferguson, Fields, Gilbert, Gray, Hastings, Hiatt, Hilliard, Hutchison, Ingmire, Kirby, Leist, Lindley, Liotta, Mass, McCarter, Miller (Doug), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roberts, Smaligo, Smith (Hopper), Staggs, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--72.

Nay: Bonny, Coleman, Dank, Davis, DeWitt, Ericson, Ervin, Erwin, Friskup, Graves, Greenwood, Hefner, Jones, Langmacher, Maddux, Matlock, Miller (Ray), Perry, Roan, Roggow, Smith (Dale), Walker.--22.

Excused: Benson, Braddock, Corn, Glover, Ross, Stanley.--6.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2720 was referred for engrossment.

GENERAL ORDER

HB 2133 by Lindley of the House and Herbert of the Senate was read and considered.

Coauthored by Representative(s) Blackburn

Representative Blackburn moved to amend **HB 2133**, Page 3, Section 1, Line 5 by deleting the language "by certified mail" and Page 3, Section 1, Line 6 by adding after the period "." and before the word "Each" the following language: "The notice of such meeting shall be published in a newspaper in the county at least fourteen (14) days before the meeting. The notice shall also be given by publication in the neighborhood newsletter.", which amendment was declared adopted upon a division of the question.

Representative Vaughn moved to amend **HB 2133**, Page 3, Section 1, Line 3 by adding after the period "." the language: "The term amendment may apply to an existing covenant or to a new subject not addressed in existing covenants.", which amendment was declared adopted.

Representative Lindley moved that **HB 2133** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Lindley, **HB 2133** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2133 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Askins, Balkman, Begley, Blackburn, Calvey, Cargill, Case, Coleman, Covey, Cox, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Erwin, Fields, Gilbert, Gray, Greenwood, Hastings, Hilliard, Hutchison, Ingmire, Kirby, Leist, Lindley, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Nations, Newport, O'Neal, Perry, Peters, Peterson, Pettigrew, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow,

Ross, Smith (Dale), Staggs, Stites, Sullivan, Sweeden, Taylor, Tibbs, Turner, Tyler, Vaughn, Walker, Wells, Wilson, Winchester, Mr. Speaker.--64.

Nay: Adkins, Benge, Bonny, Claunch, Dank, Davis, DeWitt, Ervin, Ferguson, Friskup, Graves, Hefner, Hiatt, Jones, Langmacher, Liotta, Mitchell, Morgan, Nance, Paulk, Phillips, Piatt, Smaligo, Smith (Hopper), Steele, Toure, Webb, Wilt, Worthen, Wright, Young.--31.

Excused: Benson, Braddock, Corn, Glover, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure passed.

HB 2133 was referred for engrossment.

GENERAL ORDER

HB 2895 by Blackburn et al of the House and Easley of the Senate was read and considered.

Coauthored by Representative(s) Braddock, Langmacher, Nations, Turner

Representative Blackburn moved to amend **HB 2895** by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute, which amendment was declared adopted. (Copies for Members)

Representative Blackburn moved that **HB 2895** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Blackburn, **HB 2895** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2895 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites,

Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--95.

Excused: Benson, Braddock, Corn, Glover, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2895 was referred for engrossment.

GENERAL ORDER

HB 2108 by Peters of the House and Williams of the Senate was read and considered.

Coauthored by Representative(s) Tibbs

Representative Peters moved to amend **HB 2108** by striking the title, which amendment was declared adopted.

Representative Peters moved that **HB 2108** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Peters, **HB 2108** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2108 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, Bengel, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--95.

Excused: Benson, Braddock, Corn, Glover, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2108 was referred for engrossment.

Representative Roach Presiding

GENERAL ORDER

HB 2166 by Easley of the House and Robinson of the Senate was read and considered.

Coauthored by Representative(s) Lindley

Representative Pettigrew moved to amend **HB 2166** by striking the title, which amendment was declared adopted.

Representative Easley moved that **HB 2166** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Easley, **HB 2166** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2166 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--95.

Excused: Benson, Braddock, Corn, Glover, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2166 was referred for engrossment.

GENERAL ORDER

HB 2852 by Easley of the House and Horner of the Senate was read and considered.

Representative Easley moved to amend **HB 2852**, Page 2, Section 3, Line 5 by adding after the word "which" the language "as funds become available," which amendment was declared adopted.

Representative Easley moved that **HB 2852** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Easley, **HB 2852** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2852 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Askins, Begley, Blackburn, Bonny, Covey, Cox, Davis, Deutschendorf, Dunegan, Easley, Eddins, Erwin, Fields, Gilbert, Gray, Hefner, Hilliard, Hutchison, Kirby, Langmacher, Leist, Lindley, Mass, Matlock, McCarter, Miller (Ray), Mitchell, Nations, Paulk, Plunk, Rice, Roach, Roan, Roberts, Ross, Smith (Dale), Staggs, Stites, Sweeden, Taylor, Toure, Turner, Tyler, Walker, Wells, Wilson, Mr. Speaker.--47.

Nay: Adkins, Balkman, Benge, Calvey, Cargill, Case, Claunch, Coleman, Dank, DeWitt, Ericson, Ervin, Ferguson, Friskup, Graves, Greenwood, Hastings, Hiatt, Ingmire, Jones, Liotta, Maddux, Miller (Doug), Morgan, Nance, Newport, O'Neal, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Pope (Tim), Roggow, Smaligo, Smith (Hopper), Steele, Sullivan, Tibbs, Vaughn, Webb, Wilt, Winchester, Worthen, Wright, Young.--47.

Excused: Benson, Braddock, Corn, Glover, Pope (Clay), Stanley.--6.

Vacancy: Dist. 71.--1.

The measure failed.

Representative Easley served notice to reconsider the vote whereby **HB 2852** failed.

GENERAL ORDER

HB 2736 by Deutschendorf of the House and Robinson of the Senate was read and considered.

Representative Deutschendorf moved to amend **HB 2736** by striking the title, which amendment was declared adopted.

Representative Deutschendorf moved that **HB 2736** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Deutschendorf, **HB 2736** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2736 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, Blackburn, Bonny, Case, Claunch, Coleman, Covey, Cox, Dank, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Erwin, Ferguson, Fields, Friskup, Gilbert, Gray, Greenwood, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Pettigrew, Phillips, Plunk, Pope (Clay), Rice, Roach, Roan, Roberts, Roggow, Ross, Smith (Dale), Staggs, Stites, Sullivan, Sweeden, Taylor, Toure, Turner, Tyler, Walker, Wells, Wilson, Wilt, Winchester, Worthen, Mr. Speaker.--75.

Nay: Balkman, Calvey, Cargill, Davis, Ericson, Ervin, Graves, Hastings, Jones, Peterson, Piatt, Pope (Tim), Smaligo, Smith (Hopper), Steele, Tibbs, Vaughn, Webb, Wright, Young.--20.

Excused: Benson, Braddock, Corn, Glover, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2736 was referred for engrossment.

GENERAL ORDER

HB 2634 by Toure of the House and Monson of the Senate was read and considered.

Representative Coleman moved to amend **HB 2634**, Page 2, Section 1, Line 21 by inserting after the word "regarding" and before the word "racial" the language "level of education, literacy attainment", which amendment was declared adopted.

Representative Graves moved to amend **HB 2634**, Page 3, Section 1, Line 2 by adding after the period "." the following language:

"The task force shall also study in this state as compared to each other state in the United States: 1) the percentage of the total violent crime, including murder for which each race is responsible, and 2) interracial crime."

Representative Graves moved to amend his amendment, Page 1, Section 1, Line 3 and Page 3, Section 1, Line 5 by changing the year "2003" to the year "2004", which amendment was declared adopted.

Representative Graves moved adoption of his amendment, as amended, which amendment was declared adopted.

Representative Toure moved that **HB 2634** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Toure, **HB 2634** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2634 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Askins, Begley, Blackburn, Bonny, Calvey, Case, Claunch, Coleman, Covey, Cox, Dank, Davis, Deutschendorf, Dunegan, Easley, Eddins, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Kirby, Langmacher, Leist, Lindley, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, Paulk, Phillips, Piatt, Plunk, Pope (Clay), Rice, Roach, Roan, Roberts, Ross, Smith (Dale), Staggs, Steele, Stites, Sullivan, Sweeden, Taylor, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wright, Mr. Speaker.--73.

Nay: Adkins, Balkman, Bengel, Cargill, DeWitt, Ericson, Jones, Liotta, O'Neal, Perry, Peters, Peterson, Pettigrew, Pope (Tim), Roggow, Smaligo, Smith (Hopper), Tibbs, Wilt, Winchester, Worthen, Young.--22.

Excused: Benson, Braddock, Corn, Glover, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2634 was referred for engrossment.

GENERAL ORDER

HB 1940 by Toure of the House and Henry of the Senate was read and considered.

Representative Toure moved that **HB 1940** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Toure, **HB 1940** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

Representative Dank asked a ruling of the Presiding Officer whether Section 64 is germane to **HB 1940**.

The Presiding Officer ruled the point not well taken and Section 64 germane.

Representative Dank moved to amend **HB 1940** by deleting Section 64 which reads as follows and renumbering subsequent sections, which amendment was declared adopted:

“SECTION 64. AMENDATORY 47 O.S. 2001, Section 11-403, is amended to read as follows:

Section 11-403. ~~(a)~~ A. Preferential right-of-way at an intersection may be indicated by stop signs or yield signs as authorized in Section 15-108 of this ~~act~~ title.

~~(b)~~ B. Except when directed to proceed by a police officer or traffic control signal, every driver of a vehicle approaching a stop intersection indicated by a stop sign shall stop as required by subsection (d) of Section 11-703~~(d)~~ 11-703 of this title and after having stopped shall yield the right-of-way to any vehicle which has entered the intersection from another highway or which is approaching so closely on said highway as to constitute an immediate hazard, but said driver having so yielded may proceed and the drivers of all other vehicles approaching the intersection shall yield the right-of-way to the vehicle so proceeding.

~~(c)~~ C. The driver of a vehicle approaching a yield sign shall in obedience to such sign slow down to a speed reasonable for the existing conditions, or shall stop if necessary as provided in subsection (e) of Section 11-703~~(e)~~ 11-703 of this title, and shall yield the right-of-way to any pedestrian legally crossing the roadway on which ~~he~~ the driver is driving, and to any vehicle in the intersection or approaching on another highway so closely as to constitute an immediate hazard. Said driver having so yielded may proceed and the drivers of all other vehicles approaching the intersection shall yield to the vehicle so proceeding, provided, however, that if such driver is involved in a collision with a pedestrian in a crosswalk or vehicle in the intersection after driving past a yield sign without stopping, such collision shall be deemed prima facie evidence of his failure to yield right of way.

~~(d)~~ D. Where two or more vehicles face stop, slow, warning or caution signs or signals on two or more intersecting cross streets, and are approaching so as to enter the intersection at the same time, where each vehicle is required to stop, the vehicle coming from the right shall have the right-of-way. Where each vehicle is required to slow the vehicle coming from the right shall have the right-of-way. Where each vehicle is required to take caution, the vehicle coming from the right shall have the right-of-way. Where one vehicle is required to stop and the other to slow or take caution, the one slowing or taking caution shall have the right-of-way. Where one vehicle is required to slow and the other to take caution, the one required to take caution shall have the right-of-way. In any event, a vehicle which has already entered the intersection shall have the right-of-way over one which has not so entered the intersection.

E. A “T intersection” is hereby defined as a publicly maintained road which terminates directly upon another publicly maintained road. Termination of the road means that it is not possible to continue in the same direction across the nonterminating publicly maintained roadway. If continuous travel is possible without regard to whether said travel would continue on a public or private way, said nonterminating travel lane or road shall not be considered a T intersection. If said road terminates at a T intersection, where two or more vehicles approach said T intersection, the vehicle or vehicles approaching on the terminating branch of the T intersection, regardless of direction of travel of any approaching vehicle or vehicles on the nonterminating branch of through road, shall yield to said approaching vehicle or vehicles unless traffic control devices are posted to the contrary. However, if there is a contiguous travel lane through the intersection, public or private way, the intersection shall not be defined as a T intersection, and the rules as set forth in subsections A and D of this section shall apply.”

Representative Pettigrew moved to amend **HB 1940** by inserting new Sections 64, 65, and 66 to read as follows and renumbering subsequent sections:

“SECTION 64. AMENDATORY 68 O.S. 2001, Section 1354, is amended to read as follows:

Section 1354. A. There is hereby levied upon all sales, not otherwise exempted in the Oklahoma Sales Tax Code, Section 1350 et seq. of this title, an excise tax of four and one-half percent (4.5%) of the gross receipts or gross proceeds of each sale of the following:

1. Tangible personal property, except newspapers and periodicals;
2. Natural or artificial gas, electricity, ice, steam, or any other utility or public service, and associated delivery or transmission services, except water, sewage and refuse and those specifically exempt pursuant to the provisions of Section 1357 of this title;
3. Transportation for hire to persons by common carriers, including railroads both steam and electric, motor transportation companies, pullman car companies, airlines, and other means of transportation for hire, excluding:
 - a. transportation services provided by a tourism service broker which are incidental to the rendition of tourism brokerage services by such broker to a customer regardless of whether or not such transportation services are actually owned and operated by the tourism service broker. For purposes of this subsection, "tourism service broker" means any person, firm, association or corporation or any employee of such person, firm, association or corporation which, for a fee, commission or other valuable consideration, arranges or offers to arrange trips, tours or other vacation or recreational travel plans for a customer, and
 - b. transportation services provided by a funeral establishment to family members and other persons for purposes of conducting a funeral in this state;
4. Telecommunications services that originate and terminate in this state and that originate or terminate in this state and are charged to the consumer's telephone number or account in this state regardless of where the billing for such service is made, all mobile telecommunications services that are sourced to this state pursuant to the federal Mobile Telecommunications Sourcing Act, 4 U.S.C., Sections 116-126, and all local telecommunications service and rental charges, including all installation and construction charges and all service and rental charges having any connection with transmission of any message or image. Provided:

- a. the term "telecommunications services" shall mean the transmission of any interactive, two-way electromagnetic communications, including voice, image, data and

information, through the use of any medium such as wires, cables, microwaves, cellular radio, radio waves, light waves, or any combination of those or similar media, but shall not include the following:

(1) sales of value-added nonvocal services in which computer processing applications are used to act on the form, content, code, or protocol of the information to be transmitted, including charges for the storage of data or information for subsequent retrieval but not including services commonly known as voice mail,

(2) any interstate telecommunications service which is:

(a) rendered by a company for private use within its organization, or

(b) used, allocated, or distributed by a company to its affiliated group, or

(3) sales of any carrier access services, right of access services, telecommunications services to be resold, or telecommunications services used in the subsequent provision of, use as a component part of, or integrated into end-to-end telecommunications service, and

b. the term "telecommunications services" shall include, but not be limited to sales of any interstate telecommunications services which:

(1) entitle the subscriber to inward or outward calling respectively between a station associated with an access line in the local telephone system area or a station directly connected to any interexchange carrier's facilities and telephone or radiotelephone stations in diverse geographical locations specified by the subscriber, or

(2) entitle the subscriber to private communications services which allow exclusive or priority use of a communications channel or group of channels between exchanges, and

c. the term "interstate" includes any international service that either originates or terminates outside of the fifty (50) United States and the District of Columbia;

5. Printing or printed matter of all types, kinds, or character and, except for services of printing, copying or photocopying performed by a privately owned scientific and educational library sustained by monthly or annual dues paid by members sharing the use of such services with students interested in the study of geology, petroleum engineering or related subjects, any service of printing or overprinting, including the copying of information by mimeograph, multigraph, or by otherwise duplicating written or printed matter in any manner, or the production of microfiche containing information from magnetic tapes or other media furnished by customers;

6. Service of furnishing rooms by hotel, apartment hotel, public rooming house, motel, public lodging house, or tourist camp;

7. Service of furnishing storage or parking privileges by auto hotels or parking lots;

8. Computer hardware, software, coding sheets, cards, magnetic tapes or other media on which prewritten programs have been coded, punched, or otherwise recorded, including the gross receipts from the licensing of software programs;

9. Foods, confections, and all drinks sold or dispensed by hotels, restaurants, or other dispensers, and sold for immediate consumption upon the premises or delivered or carried away from the premises for consumption elsewhere;

10. Advertising of all kinds, types, and characters, including any and all devices used for advertising purposes except those specifically exempt pursuant to the provisions of Section 1357 of this title;

11. Dues or fees to clubs including free or complimentary dues or fees which have a value equivalent to the charge that would have otherwise been made, including any fees paid for the use of facilities or services rendered at a health spa or club or any similar facility or business;

12. Tickets for admission to or voluntary contributions made to places of amusement, sports, entertainment, exhibition, display, or other recreational events or activities, including free or complimentary admissions which have a value equivalent to the charge that would have otherwise been made;

13. Charges made for the privilege of entering or engaging in any kind of activity, such as tennis, racquetball, or handball, when spectators are charged no admission fee;

14. Charges made for the privilege of using items for amusement, sports, entertainment, or recreational activity, such as trampolines or golf carts;

15. The rental of equipment for amusement, sports, entertainment, or other recreational activities, such as bowling shoes, skates, golf carts, or other sports or athletic equipment;

16. The gross receipts from sales from any vending machine without any deduction for rental to locate the vending machine on the premises of a person who is not the owner or any other deductions therefrom;

17. The gross receipts or gross proceeds from the rental or lease of tangible personal property, including rental or lease of personal property when the rental or lease agreement requires the vendor to launder, clean, repair, or otherwise service the rented or leased property on a regular basis, without any deduction for the cost of the service rendered. If the rental or lease charge is based on the retail value of the property at the time of making the rental or lease agreement and the expected life of the property, and the rental or lease charge is separately stated from the service cost in the statement, bill, or invoice delivered to the consumer, the cost of services rendered shall be deducted from the gross receipts or gross proceeds;

18. Flowers, plants, shrubs, trees, and other floral items, whether or not produced by the vendor, sold by persons engaged in florist or nursery business in this state, including all orders taken by an Oklahoma business for delivery in another state. All orders taken outside this state for delivery within this state shall not be subject to the taxes levied in this section;

19. Tangible personal property sold to persons, peddlers, solicitors, or other salesmen, for resale when there is likelihood that this state will lose tax revenue due to the difficulty of enforcing the provisions of the Oklahoma Sales Tax Code because of:

- a. the operation of the business,
- b. the nature of the business,
- c. the turnover of independent contractors,
- d. the lack of place of business in which to display a permit or keep records,
- e. lack of adequate records,
- f. the fact that the persons are minors or transients,
- g. the fact that the persons are engaged in service businesses, or
- h. any other reasonable reason;

20. Any taxable services and tangible personal property including materials, supplies, and equipment sold to contractors for the purpose of developing and improving real estate even though said real estate is intended for resale as real property, hereby declared to be sales to consumers or users, however, taxable materials, supplies and equipment sold to contractors as provided by this subsection which are purchased as a result of and subsequent to the date of a contract entered into either prior to the effective date of any law increasing the rate of sales tax imposed by this article, or entered into prior to the effective date of an ordinance or other measure increasing the sales tax levy of a political subdivision shall be subject to the rate of sales tax applicable, as of the date such contract was entered into, to sales of such materials, supplies and equipment if such purchases are required in

order to complete the contract. Such rate shall be applicable to purchases made pursuant to the contract or any change order under the contract until the contract or any change order has been completed, accepted and the contractor has been discharged from any further obligation under the contract or change order or until two (2) years from the date on which the contract was entered into whichever occurs first. The increased sales tax rate shall be applicable to all such purchases at the time of sale and the contractor shall file a claim for refund before the expiration of three (3) years after the date of contract completion or five (5) years after the contract was entered into, whichever occurs earlier. However, the Oklahoma Tax Commission shall prescribe rules and regulations and shall provide procedures for the refund to a contractor of sales taxes collected on purchases eligible for the lower sales tax rate authorized by this subsection; ~~and~~

21. Any taxable services and tangible personal property sold to persons who are primarily engaged in selling their services, such as repairmen, hereby declared to be sales to consumers or users; and

22. Any grocery products sold within an Indian reservation or within Indian country by a federally recognized Indian tribe which has entered into a compact with the State of Oklahoma on the sale of grocery products by the tribe to a member of that tribe, to non-Indian consumers, or to Indian consumers who are not members of the tribe selling the grocery products.

B. All solicitations or advertisements in print or electronic media by Group Three vendors, for the sale of tangible property to be delivered within this state, shall contain a notice that the sale is subject to Oklahoma sales tax, unless the sale is exempt from such taxation.

SECTION 65. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1380 of Title 68, unless there is created a duplication in numbering, reads as follows:

There are hereby specifically exempted from the tax levied by Section 1350 et. Seq. of Title 68 of the Oklahoma Statutes, grocery products sold within an Indian reservation or within Indian country by a federally recognized Indian tribe which has entered into a compact with the State of Oklahoma on the sale of grocery products by the tribe to a member of that tribe. This exemption does not apply to sales within an Indian reservation or within Indian country by a federally recognized Indian tribe to non-Indian consumers or to Indian consumers who are not members of the tribe selling the grocery products.

SECTION 66. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1381 of Title 68, unless there is created a duplication in numbering, reads as follows:

The exemption from taxation set forth in Section 2 of this act shall be perfected by the consumer applying for a refund with respect to the grocery products purchased by the consumer as to which the tax imposed by Section 1350 et. Seq. of title 68 of the Oklahoma Statutes had been previously paid and no refund previously issued. The Tax Commission shall promulgate any necessary rules to administer this exemption.”

Representative Toure moved to table the Pettigrew amendment, which tabling motion failed upon a division of the question.

Representative Morgan asked a ruling of the Presiding Officer whether the Pettigrew amendment is germane to **HB 1940**.

The Presiding Officer ruled the point well taken and the amendment nongermane.

Representative Ericson moved to amend **HB 1940**, Page 39, Section 41, Line 20 by deleting the new language “thirteen (13)” and restoring the stricken language “eighteen (18)”, which amendment was declared adopted.

HB 1940 was read at length for the third time. On passage of the measure, the roll call was as follows:

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

Nay: Adkins, Balkman, Benge, Calvey, Cargill, Case, Claunch, Coleman, Dank, Davis, DeWitt, Ericson, Ervin, Ferguson, Friskup, Graves, Greenwood, Hastings, Hiatt, Ingmire, Jones, Liotta, Maddux, Miller (Doug), Mitchell, Morgan, Nance, Newport, O'Neal, Perry, Peters, Peterson, Phillips, Piatt, Pope (Tim), Roggow, Smaligo, Smith (Hopper), Steele, Sullivan, Tibbs, Webb, Wilt, Winchester, Worthen, Wright, Young.--47.

Excused: Benson, Braddock, Corn, Pettigrew, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure failed.

Upon request of Representative Greenwood, the following is a transcript of the floor proceedings on **HB 1940** beginning with Representative Dank's germaneness request:

MR. SPEAKER: Question, Representative Dank.

REPRESENTATIVE DANK: Thank you. I want to question germaneness, please, on page 75, that has to do with Title 47. We're in Title 12, I think, all through this bill.

MR. SPEAKER: We will address the issue. Members. Members. Members. Please take your seats. We've had a Point of Order raised on the germaneness of Section 64 and House Bill 1940. Ms. Dank, this is going to be a little unusual. The original introduced version is a Committee Bill for the Judiciary Committee. In effect, that is its only original intent. And as I understand the rules advised by our Chief Clerk, that is the way the ruling on germaneness has to be handed down, is germane to the original intent or to the original version of the bill. And since the original bill, its only intent was to be a Committee Bill, so that all subject matters that are under the purview of that Committee can be contained in a Committee Bill, it would have to be a ruling of the Chair that in this circumstance, that section is germane.

REPRESENTATIVE DANK: Question of the Chair.

MR. SPEAKER: Yes, ma'am.

REPRESENTATIVE DANK: Do I have two options, then? Do I have one option to challenge or request an overruling of your Chair, or to put an amendment up there to remove this part?

MR. SPEAKER: You actually have either one. I would respectfully suggest that the second is probably the better ruling.

REPRESENTATIVE DANK: The first might be easier and quicker. I will make a motion to –

MR. SPEAKER: The reason I suggest that to you, is we have Committee Bills. And in the reading of the way the rules are written, there really cannot be any other ruling.

REPRESENTATIVE DANK: In that case, I wish to put an amendment up there to strike Section 64 from this bill. Unanimous consent, please, pages 74, 75, and 76.

MR. SPEAKER: I've been advised by the Clerk that we are in those proceedings where we can still accept amendments. Your amendment is to strike Section 64 from the bill; am I correct?

REPRESENTATIVE DANK: That is correct.

MR. SPEAKER: You have heard the question. Representative Toure.

REPRESENTATIVE TOURE: I have objection to the unanimous decision.

MR. SPEAKER: Representative Toure has no objections to that amendment. I would like to –

REPRESENTATIVE TOURE: No, no. I said, objection.

MR. SPEAKER: I'm sorry. I'm sorry.

REPRESENTATIVE TOURE: I object.

MR. SPEAKER: You do object.

REPRESENTATIVE MORGAN: Question of the Chair.

MR. SPEAKER: State your question.

REPRESENTATIVE MORGAN: Multiple questions of the Chair. I want to make sure I understood the ruling of the Chair, with respect to a Committee Bill is always germane?

MR. SPEAKER: I'm not sure that that is always going to be. The only thing that I could do – the only thing I can do is rule on what is before us. And the way I understand the rule reads is germane to the introduced or original intent of the bill. The original intent of the bill, which we have here, is a shell bill for the Judiciary Committee, with no title or anything. So it may be something that we have to address as we go along. But under the current rules that we have, there really cannot be any other ruling. If it had been a normal judiciary bill that had content in it, then Ms. Dank's original request may have been very valid.

REPRESENTATIVE MORGAN: I'm not questioning whether or not Ms. Dank's amendment was germane or not. What I'm questioning is the ruling of the Chair for purposes of precedent for this body.

MR. SPEAKER: I wouldn't get into the precedent issue.

REPRESENTATIVE MORGAN: No, but I would like to know what the ruling of the Chair is.

MR. SPEAKER: The ruling of the Chair on this bill and on her specific Point of Order is that the original intent of this bill, which has no title, there are no titles of law contained in it, all it is, is a shell bill that says Judiciary Committee Bill.

REPRESENTATIVE MORGAN: Then a follow-up question of the Chair. Is it proper under our rules of procedures to have such a bill with such a title?

MR. SPEAKER: I think it has to be said that they are allowed. We've had many out here, almost every day, a shell bill or a Committee Bill. So I would have to say they are. Now, do you and I think that maybe we need to revisit this issue after today? I think maybe.

REPRESENTATIVE MORGAN: My question is, when you make a ruling from the Chair.

MR. SPEAKER: Right.

REPRESENTATIVE MORGAN: It's my understanding that is considered House precedent. To the extent that the rules do not address the issue, your ruling today will be considered House precedent?

MR. SPEAKER: The Chief Clerk doesn't have a microphone, so I have to repeat what he's basically telling me. If you have a series of rulings that are very, very similar on the same subject, one action does not of itself make a precedent.

REPRESENTATIVE MORGAN: Well, then, just for point of clarification of the Members, at what point, how many rulings of the Chair does it take to become precedent?

MR. SPEAKER: I'm not sure there's a magic answer, Representative Morgan.

REPRESENTATIVE MORGAN: Well, the point of this exercise is --

MR. SPEAKER: Wait, wait, wait. I mean we have really gone beyond asking a question. I've stated it is a ruling only on Ms. Dank's Point of Order and only on this bill. Representative Perry, for what purpose?

REPRESENTATIVE PERRY: I also have a question, Mr. Speaker, thank you, concerning this. Since Committee Bills have really just been established since we had our last vote on any rules, I question how this could be precedent, particularly since -- and I question whether that is in the rules for that reason and I question if it's consistent with --

MR. SPEAKER: You have asked -- you have made a point that it is not precedent of which the Chair agrees with you. It is a ruling only on Ms. Dank's request and only at this time. State your point.

REPRESENTATIVE MORGAN: My Point of Order is, I asked a question as to -- and I don't think we've received an answer as a Member of the body, as to whether or not this bill is a proper bill because it has a generic title on it.

MR. SPEAKER: Mr. Morgan, rather than me rephrase what I think you said, would you kindly restate it before I give you the answer? No, I'm being quite serious. I don't want to restate. I would prefer you to restate it.

REPRESENTATIVE MORGAN: I'll try to, if I can remember exactly how I phrased it before.

MR. SPEAKER: Well, close enough. Okay?

REPRESENTATIVE MORGAN: Under the rules and procedures and precedent under the House of Representatives, is House Bill 1940 a proper bill?

MR. SPEAKER: The only answer that I can give you is -- the short answer is yes. But the more extensive answer is we have many bills, most of which or many of which you and I have voted on earlier today, which are shell bills. And we also have several Committee Bills, which you and I have also voted on earlier, that they are proper under our rules. That does not mean they are not immune from being challenged as Representative Dank did.

REPRESENTATIVE MORGAN: Just two follow-ups to the Chair. The first follow-up is does it matter whether or not a bill has been done previously this way, if there's never been an objection to it?

MR. SPEAKER: No.

REPRESENTATIVE MORGAN: So, the Chair's ruling, to that extent, has no impact that we've done it that way in the past.

MR. SPEAKER: I would agree to that.

REPRESENTATIVE MORGAN: Okay.

MR. SPEAKER: It has not been raised before.

REPRESENTATIVE MORGAN: The Court -- the ruling of the Chair --

MR. SPEAKER: The Court is tomorrow.

REPRESENTATIVE MORGAN: -- is that a generic shell bill like this is allowable under the rules; is that correct?

MR. SPEAKER: Yes.

REPRESENTATIVE MORGAN: It's a proper bill?

MR. SPEAKER: Yes.

REPRESENTATIVE MORGAN: Correct?

MR. SPEAKER: Yes.

REPRESENTATIVE MORGAN: Then the second question is, as I would understand the ruling of the Chair, then every amendment to this bill would therefore be germane?

MR. SPEAKER: I'm not sure that that would be true, but it's an interesting observation.

REPRESENTATIVE MORGAN: It's a question of the Chair.

MR. SPEAKER: I can't rule in a hypothetical.

REPRESENTATIVE MORGAN: It's not a hypothetical.

MR. SPEAKER: I'm sorry. You asked, I answered. I'm sorry you didn't like the answer, but you asked and I answered.

REPRESENTATIVE MORGAN: It's a question. How is it hypothetical? I've asked would any amendment be germane to this bill?

MR. SPEAKER: I've told you my answer. I'm sorry you don't like the answer.

Now, Ms. Dank has an amendment that she has placed before this body.

Representative Toure, you objected to -- you wish to be recognized, Representative Toure?

REPRESENTATIVE TOURE: Yes, sir, Mr. Speaker. So we can get off high center, I remove my objection to the amendment.

MR. SPEAKER: I would ask that Representative Dank's amendment removing Section 34 be adopted by unanimous consent. 64. What -- 64. That's what I thought I said, but if I didn't, I apologize. Section 64 contained on page 74 be removed from the bill. Without objection, that will be the order. Are there any further amendments to the bill? Clerk will read.

THE CLERK: I move to amend House Bill 1940, page 76, line 17 and a-half, by adding a new section which reads as attached and by renumbering subsequent sections. This amendment submitted by Pettigrew.

MR. SPEAKER: You're recognized.

REPRESENTATIVE PETTIGREW: Thank you, Mr. Speaker. This is a bill of mine that was not heard in Committee. It deals with Indian Compacts and sales tax abatement on groceries. It's my understanding with the ruling of the Chair, that any title of law is now amendable to this bill, so I would move adoption of this amendment in this bill to the bill in question.

MR. SPEAKER: Representative Toure, you wish to be recognized for what purpose? Question.

REPRESENTATIVE TOURE: Yes, sir. Mr. Pettigrew, as I look at the bill right now, the bill came -- coming from the Bar Association deals with civil procedure. And you want to add an amendment dealing with a sales tax provision?

REPRESENTATIVE PETTIGREW: With the grocery sales tax, Indian Compact language from House Bill 2730 that I filed earlier this year.

REPRESENTATIVE TOURE: But was not considered by the House of Delegates at the Oklahoma Bar Association nor relates to civil procedure, you want to add an amendment to it? Is that what you want to do?

REPRESENTATIVE PETTIGREW: Yes. I think it has as much to do with this as the language on the intersections and --

REPRESENTATIVE TOURE: We just pulled that intersection language out; were you aware of that?

REPRESENTATIVE PETTIGREW: But the ruling of the Chair has established a precedent until we change that.

MR. SPEAKER: You're recognized.

REPRESENTATIVE TOURE: Yes, sir.

MR. SPEAKER: You're recognized.

REPRESENTATIVE TOURE: With respect to Mr. Pettigrew, I move to table the amendment.

MR. SPEAKER: You heard a request for the tabling motion. All those in favor of tabling, signify by saying aye. Opposed?

The no's appear to have it. Representative Pettigrew asked the vote be on the Board. The Clerk will activate the machine. 44 aye, 48 nay. Having failed to receive a majority, I declare the tabling motion to have failed, back on the amendment. Representative Worthen moves his amendment -- not, excuse me, Representative Worthen. State your question.

REPRESENTATIVE MORGAN: I question the Chair, as to whether this amendment is germane to the title of the bill.

MR. SPEAKER: The Pettigrew amendment?

REPRESENTATIVE MORGAN: Yes.

MR. SPEAKER: Clerk, would you give us the Pettigrew amendment? Ruling of the Chair has been requested on the Pettigrew amendment. I have to tell you that I may have misspoke on the first ruling because, on advice of the Parliamentarian, that the way we have always addressed it in terms of Senate bills, for example, we did never look at the introduced version of the Senate. We only look at the bill as it passed the Senate and comes to us. And the introduced version is only to be a Committee bill, that which the Committee takes and compiles. And in often cases, compiles several bills into one as a Committee bill. And, therefore, because the Committee passed the bill, that becomes the bill that we look to as whether it is germane or not. And in that case, in Representative Dank's request, it was not allowed because it was in the version that the Committee passed. It was a legitimate Committee bill. And Mr. Morgan's -- Mr. Pettigrew's amendment is not germane to the Committee bill that was passed. And that is the ruling of the Chair. Representative Morgan.

REPRESENTATIVE MORGAN: Just a follow-up and, I guess, a request of the Chair for advice and instruction to the Members. Where under the rules is it allowed to have a Committee bill and what is the definition of a Committee bill?

MR. SPEAKER: I think we may have to take this up afterwards, but right now it is not specifically in the rules.

REPRESENTATIVE MORGAN: If it's not in the rules, my previous question of the Chair was, was this a proper bill under our rules, because it is a Committee bill. I would re-urge that question as to what is a Committee bill and is it proper under our rules?

MR. SPEAKER: It is a proper introduced bill with an author, a title, that has gone through the Committee process that was filed on time, that the Committee heard in open public meetings, voted on, and is passed through this body. It is a proper bill.

REPRESENTATIVE MORGAN: For purposes of instruction and advice, again, what is the difference between a normal bill and a Committee bill?

MR. SPEAKER: I would say that the Committee bill is exempt from the eight-author limit or eight-bill per author limit. And the other is, is structurally -- the difference is if it goes to conference, the Committee itself is the conference, rather than just a smaller conference. It is a function and a product of the Committee, rather than an individual author.

REPRESENTATIVE MORGAN: Does it have any -- is it applicable -- are all the other rules applicable to any other bill, applicable to a Committee bill?

MR. SPEAKER: Yes.

REPRESENTATIVE MORGAN: Including germaneness?

MR. SPEAKER: Yes. They are just like the Senate bills. We do not look at the introduced version when ruling on germaneness of Senate bills. We look at the bill as it came from the Senate, not as the introduced version.

REPRESENTATIVE MORGAN: So is the original ruling of the Chair with respect to the Dank amendment incorrect?

MR. SPEAKER: The Dank -- Ms. Dank asked a ruling on germaneness. The Chair misspoke as to what version we were looking at, and it was because that amendment was contained in the Committee bill and passed by the Committee, it was a ruling that it was germane. Now, of course, she has since taken that section out of the bill, which was her prerogative. Members, we are on the bill. Mr. Floor Leader.

MR. FLOOR LEADER: Try to help clarify, Mr. Speaker, if I may. Is not the Committee bill merely a shell bill that is filed in the name of the Committee Chair?

MR. SPEAKER: Yes, sir.

MR. FLOOR LEADER: So the rules would then impact that bill as it would any other shell bill; would it not?

MR. SPEAKER: Yes, it would.

MR. FLOOR LEADER: Thank you.

MR. SPEAKER: We are on the bill. For what purpose? I'm sorry. I've been told that there's an amendment. I missed that.

MS. GREENWOOD: Before we go on, I would like to request that all the conversation between yourself and Members be recorded in the Journal from the time that Representative Dank requested a germaneness up until this point.

MR. SPEAKER: Your secretary will have to transcribe that and if they do that and provide it to us, we'll publish it. It's my understanding that that's -- publishing of anything in the Journal has to be provided to us in writing, if I'm correct. But if you do that, we will be happy to print it in the Journal.

MS. GREENWOOD: I would think that House staff could take care of this, other than a part-time member's secretary. This is related to the House precedent.

MR. SPEAKER: You made the point. It is -- has been prior policy that anything other than the recorded votes and the advancing and the motions themselves can be printed in the

Journal. But they have to be provided to the staff in written form and we will be happy to accommodate you in doing that.

MS GREENWOOD.: I would like to put it in a motion that House staff take care of that.

MR. SPEAKER: Mr. Floor Leader.

MR. FLOOR LEADER: Mr. Speaker, do we not have the tapes on the conversations we have here?

MR. SPEAKER: Yes, we do.

MR. FLOOR LEADER: Why can we not have House staff -- someone to get that information, including my final remarks, as well, and have that available and printed in the Journal?

MR. SPEAKER: We don't have staff that regularly transcribes those comments, outside. And if the House accepts Ms. Greenwood's motion, then Mr. Warden will have to assign some staff member to do that.

MR. FLOOR LEADER: I think -- I think that the Speaker would agree that we need to --

MR. SPEAKER: Well, she has made the motion. And I would ask, if there is no objection, then that will be the Order. Clerk will read the amendment. Question of the Chair. Representative Pettigrew.

REPRESENTATIVE PETTIGREW: Thank you, Mr. Speaker. My question to the Chair is, that for the purposes of a Committee Act in the future, one that comes out of Committee, is it immune from the germaneness question on any language which left in that bill from the Committee? Because I think that's what I took from your ruling just a few moments ago. In essence, the language as it leaves Committee, is that language -- is there an exception to the germaneness rule for that language?

MR. SPEAKER: As long as it does not violate the two-subject rule, then I believe you would be correct. Representative Worthen, for what purpose?

REPRESENTATIVE WORTHEN: Thank you. Question of the Chair.

MR. SPEAKER: Question.

REPRESENTATIVE WORTHEN: On your earlier ruling, Mr. Speaker, you had mentioned that -- that your feeling was that it did not set a precedent on that particular bill. My question is, does the fact that you specifically state that, does that negate this fact that it would set a precedent, the fact that you specifically state it from the Chair?

MR. SPEAKER: I think the issue of precedent is difficult to ascertain. I cannot bind other presiding officers. I don't know what the precise wording of any particular Point of Order would be. We have attempted to explain, maybe sometimes inadequately, but attempted to explain the rationale and the reading of the rules. But beyond that, obviously any member has the opportunity and the right to raise any particular Point of Order, to offer amendments, and those are decided as they occur.

REPRESENTATIVE WORTHEN: You stated that a one-ruling issue was not necessarily enough to establish a precedent. And I have heard that before from the Chief Clerk. However, I still would like to see if the Clerk agrees that this stating that it's not a precedent by the Chair is enough to keep a precedent from being established.

MR. SPEAKER: Again, we don't have the advantage of a microphone to the Clerk, so I have to repeat. But you have heard correctly in the past, and you have heard correctly now that one ruling does not in and of itself make a precedent.

REPRESENTATIVE WORTHEN: So your answer is?

MR. SPEAKER: One ruling by any one presiding officer does not necessarily make a precedent.

REPRESENTATIVE WORTHEN: Thank you. But my question was, does the fact that you stated that it's not a –

MR. SPEAKER: That's my personal opinion. It doesn't have any binding on you or anyone else.

REPRESENTATIVE WORTHEN: Thank you.

MR. SPEAKER: Upon advice of my counsel, that's what I stated.

REPRESENTATIVE MORGAN: Your comment after your rulings indicate that you can't bind other members who sit in that Chair. This is a body of law and we're governed by bodies of law, so I have a question of the Chair. If we are going to have a House precedent rule, then the rulings of the Chair have to be precedential. And if your comment is to the contrary, then I would like to know what the purpose of –

MR. SPEAKER: What I was doing, Representative Morgan, is repeating what the Chief Clerk has and as Representative Worthen has documented, that has been the previous observations, comments, advice, whatever you want to term it, from the Chief Clerk. And I think that the nature of what is requested of the Chair, the nature of the bill, varies from Member to Member and from time to time, and that although we have general repetitive actions out here that each one is unique and has to be addressed at that time.

REPRESENTATIVE MORGAN: Just, again, a question of the Chair. And I don't want to be argumentative, but I've had this discussion with our Chief Clerk. For the Members, what is the role of House precedent? And it's my understanding, and correct me if I'm wrong, we do not keep a record of House precedent rules?

MR. SPEAKER: That is correct. And, so, often times we get into gray areas and we rely on what has been the past actions, but most of those build up over a series of actions that gives us some sense of direction and some sense of continuity.

REPRESENTATIVE MORGAN: Is House precedent binding upon the Chair?

MR. SPEAKER: I think it may have influence, but it is not binding, per se. Representative Leist, do you wish to be recognized for what purpose?

REPRESENTATIVE LEIST: I don't just exactly know, but I'm getting a little sick of this. Mr. Speaker, would it be possible for us to, Monday, have a meeting, a joint caucus, perhaps, to discuss -- to discuss the rule of a Committee bill and perhaps lay this bill over until that's done?

MR. SPEAKER: I'm not sure about the laying of this bill over, because we have adopted amendments on this bill. I think you may have a valid point, but that will be up to the Speaker and the Minority Leader. Obviously, we're in deadline week. However, it may be appropriate for that to be.

REPRESENTATIVE LEIST: As you are aware, we're sitting here killing hours debating something that no one -- that we can't even resolve at this point. So I would recommend that, at least, this discussion, if it needs to be, the bill be laid over.

MR. SPEAKER: Representative Toure, would you concur with laying the bill over?

REPRESENTATIVE TOURE: Mr. Speaker, as I was listening to the discussions, I appreciate the concerns expressed by the Members. This bill is nearing deadline and I'm happy to entertain any other amendments to try to seek to do what the intent of the bill was.

MR. SPEAKER: Representative Toure moves final passage of the bill. Will there be debate? I'm sorry. We have one more amendment. We have one more amendment. Clerk will read.

THE CLERK: Mr. Speaker, I move to amend House Bill 1940, Page 39, Line 20, by changing the word and figure “thirteen (13)” to the word figure “eighteen (18)”. This amendment submitted by Ericson.

MR. SPEAKER: Rather self-explanatory amendment. Representative Ericson moves his amendment. No question. All in favor, signify by saying aye.

All opposed.

Amendment is adopted. Back on the bill. Final passage of the bill. Will there be debate? Seeing no debate, Clerk will activate the machine.

48, aye.

47, nay.

Having failed to receive the necessary majority, I declare the bill to have failed.

Speaker Pro Tempore Matlock Presiding

GENERAL ORDER

HB 1941 by Toure of the House and Henry of the Senate was read and considered.

Coauthored by Representative(s) Balkman, Cargill, DeWitt, Ericson, Friskup, O'Neal, Peters, Piatt, Roggow

Representative Toure moved to amend **HB 1941** by striking the title, which amendment was declared adopted.

Representative Toure moved that **HB 1941** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Toure, **HB 1941** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 1941 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--95.

Excused: Benson, Braddock, Corn, Pettigrew, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure passed.

HB 1941 was referred for engrossment.

GENERAL ORDER

HB 2919 by Morgan of the House and Wilcoxson of the Senate was read and considered.

Coauthored by Representative(s) Adkins, Balkman, Peters, Tibbs, Wright

Representative Morgan moved that **HB 2919** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Morgan, **HB 2919** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2919 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, Blackburn, Calvey, Cargill, Case, Claunch, Coleman, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Ferguson, Friskup, Gilbert, Glover, Graves, Gray, Greenwood, Hastings, Hielt, Hilliard, Ingmire, Jones, Kirby, Langmacher, Lindley, Liotta, Maddux, Matlock, McCarter, Miller (Doug), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Phillips, Piatt, Pope (Clay), Pope (Tim), Rice, Roach, Roberts, Roggow, Smaligo, Smith (Hopper), Staggs, Steele, Stites, Sullivan, Taylor, Tibbs, Tyler, Vaughn, Webb, Wilson, Wilt, Winchester, Worthen, Wright, Young.--75.

Nay: Bonny, Covey, Cox, Erwin, Fields, Hefner, Hutchison, Leist, Mass, Miller (Ray), Plunk, Roan, Ross, Smith (Dale), Sweeden, Toure, Turner, Walker, Wells, Mr. Speaker.--20.

Excused: Benson, Braddock, Corn, Pettigrew, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2919 was referred for engrossment.

GENERAL ORDER

HB 2370 by Gray of the House and Henry of the Senate was read and considered.

Representative Gray moved that **HB 2370** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Gray, **HB 2370** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2370 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, 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, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--95.

Excused: Benson, Braddock, Corn, Pettigrew, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure passed.

HB 2370 was referred for engrossment.

GENERAL ORDER

HB 2679 by Calvey et al of the House and Reynolds of the Senate was read and considered.

Coauthored by Representative(s) Greenwood, Coleman, Dank

Representative Calvey moved that **HB 2679** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Calvey, **HB 2679** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

Representative Cox asked unanimous consent to amend **HB 2679** by creating a new section 2 to read as follows and renumbering subsequent section, which was the order:

"SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2357.21a of Title 68, unless there is created a duplication in numbering, reads as follows: Private school teachers who purchase school supplies for a classroom shall receive a tax credit of One Hundred Dollars (\$100.00) per year."

Representative Calvey asked unanimous consent to amend **HB 2679** by striking the title, to which objection was heard.

Representative Ross asked unanimous consent to amend **HB 2679**, Page 2, Line 21 ½ by inserting a new subsection E. to read as follows, which was the order:

"E. Citizens affected by the provisions of this act shall be notified by the county treasurer."

Representative Smith (Hopper) asked unanimous consent to amend the Cox amendment previously adopted, by inserting before the word "Private" the words "public or", which was the order.

HB 2679 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, Benge, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Leist, Lindley, Liotta, Maddux, Mass, Matlock, Miller (Doug), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Smaligo, Smith (Dale), Smith (Hopper), Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Tyler, Vaughn, Walker, Webb, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--83.

Nay: Begley, Cox, Kirby, McCarter, Miller (Ray), Ross, Staggs, Toure, Wells, Wilson.--10.

Excused: Benson, Braddock, Corn, Langmacher, Pettigrew, Stanley, Turner.--7.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2679 was referred for engrossment.

MOTION

Upon unanimous consent request of Representative Hilliard, House Rule 12, Section 3 was suspended for this legislative day.

GENERAL ORDER

HB 2678 by Calvey of the House and Coffee of the Senate was read and considered.

Representative Calvey moved to amend **HB 2678** by striking the title, which amendment was declared adopted.

Representative Cox moved to amend **HB 2678** by inserting a new Section 2 to read as follows and renumbering subsequent section, which amendment was declared adopted:

“SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2357.21a of Title 68, unless there is created a duplication in numbering, reads as follows: Public school teachers who purchase school supplies for a classroom shall receive a tax credit of Four Hundred Dollars (\$400.00) per year.”

Representative Ross moved to amend **HB 2678** by deleting the entire bill and inserting in lieu thereof the following language:

“SECTION 1. There is hereby created an interim study to study the fiscal impact of deductions of equity profit or loss of Oklahoma based small businesses.”, which amendment failed of adoption upon roll call as follows:

Aye: Askins, Begley, Blackburn, Bonny, Covey, Cox, Deutschendorf, Dunegan, Easley, Eddins, Erwin, Fields, Gilbert, Gray, Hefner, Hilliard, Hutchison, Kirby, Leist, Lindley, Mass, Matlock, McCarter, Miller (Ray), Mitchell, Nations, Paulk, Plunk, Pope (Clay), Rice, Roach, Roan, Roberts, Ross, Smith (Dale), Staggs, Stites, Sweeden, Taylor, Toure, Tyler, Walker, Wells, Wilson, Mr. Speaker.--45.

Nay: Adkins, Balkman, Bengel, Calvey, Cargill, Case, Claunch, Coleman, Dank, Davis, DeWitt, Ericson, Ervin, Ferguson, Friskup, Glover, Graves, Greenwood, Hastings, Hiatt, Ingmire, Jones, Liotta, Miller (Doug), Morgan, Nance, Newport, O'Neal, Perry, Peters, Peterson, Phillips, Piatt, Pope (Tim), Roggow, Smaligo, Smith (Hopper), Steele, Sullivan, Tibbs, Vaughn, Webb, Wilt, Winchester, Worthen, Wright, Young.--47.

Excused: Benson, Braddock, Corn, Langmacher, Maddux, Pettigrew, Stanley, Turner.--8.

Vacancy: Dist. 71.--1.

Representative Calvey moved that **HB 2678** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Calvey, **HB 2678** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2678 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Friskup, Gilbert, Glover, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--89.

Nay: Cox, Fields, Gray, Leist.--4.

Excused: Benson, Braddock, Corn, Graves, Langmacher, Pettigrew, Stanley.--7.

Vacancy: Dist. 71.--1.

The measure passed.

HB 2678 was referred for engrossment.

GENERAL ORDER

HB 2053 by Nance of the House and Wilkerson of the Senate was read and considered.

Remove Senator Wilkerson as principal Senate author and substitute with Senator Shurden

Representative Nance moved that **HB 2053** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Nance, **HB 2053** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2053 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, 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, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--93.

Excused: Benson, Braddock, Corn, Graves, Langmacher, Pettigrew, Stanley.--7.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2053 was referred for engrossment.

GENERAL ORDER

HB 2630 by Nance of the House and Wilkerson of the Senate was read and considered.

Representative Nance moved to amend **HB 2630** by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute, which amendment was declared adopted. (Copies for Members)

Representative Nance moved that **HB 2630** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Nance, **HB 2630** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2630 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Balkman, Blackburn, Calvey, Cargill, Case, Cox, Davis, DeWitt, Ericson, Ferguson, Friskup, Glover, Greenwood, Ingmire, Kirby, Maddux, McCarter,

Miller (Ray), Morgan, Nance, O'Neal, Perry, Peters, Peterson, Phillips, Pope (Clay), Roan, Smaligo, Steele, Sullivan, Tibbs, Vaughn, Walker, Wilson, Wilt, Winchester, Worthen, Wright, Young.--40.

Nay: Askins, Begley, Bengel, Bonny, Claunch, Coleman, Covey, Dank, Deutschendorf, Dunegan, Easley, Eddins, Ervin, Erwin, Fields, Gilbert, Gray, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Jones, Leist, Lindley, Liotta, Mass, Matlock, Miller (Doug), Mitchell, Nations, Newport, Paulk, Piatt, Plunk, Pope (Tim), Rice, Roach, Roberts, Roggow, Ross, Smith (Dale), Smith (Hopper), Staggs, Stites, Sweeden, Taylor, Toure, Turner, Tyler, Webb, Wells, Mr. Speaker.--53.

Excused: Benson, Braddock, Corn, Graves, Langmacher, Pettigrew, Stanley.--7.

Vacancy: Dist. 71.--1.

The measure failed.

Representative Nance served notice to reconsider the vote whereby **HB 2630** failed.

GENERAL ORDER

HB 2628 by Nance of the House and Herbert of the Senate was read and considered.

Representative Nance moved to amend **HB 2628** by striking the title, which amendment was declared adopted.

Representative Vaughn moved to amend **HB 2628**, Page 3, Section 1, Line 10 by inserting after the period “.” the following language:

“Any courthouse security plan shall provide for the issuance of identification cards to courthouse officials, officers, employees and any other citizen making application for same allowing the holder of such identification card to bypass any security system. The county may charge a reasonable fee for such identification card.”

Representative Webb moved to amend the Vaughn amendment, by inserting after the word “other” and before the word “citizen” the words “United States”, which amendment was declared adopted.

Representative Vaughn pressed adoption his amendment, as amended, which amendment was declared adopted.

Representative Ross moved to amend **HB 2628**, Page 3, Section 1, Line 17 1/2 by inserting a new Subsection 4. to read as follows, which amendment was declared adopted:

“4. Garnishment and continuing wage garnishment shall not be subject to additional fees other than the fee of Twenty Dollars (\$20.00) for garnishment and Sixty Dollars (\$60.00) for continuing wage garnishment.”

Representative Nance moved that **HB 2628** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Nance, **HB 2628** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2628 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Askins, Blackburn, Ferguson, Hiett, Ingmire, Lindley, Maddux, Miller (Doug), Morgan, Nance, Paulk, Perry, Peters, Peterson, Steele, Sullivan, Tibbs, Vaughn, Wright.--19.

Nay: Adkins, Balkman, Begley, Benge, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Fields, Friskup, Gilbert, Glover, Gray, Greenwood, Hastings, Hefner, Hilliard, Hutchison, Jones, Kirby, Leist, Liotta, Mass, Matlock, McCarter, Miller (Ray), Mitchell, Nations, Newport, O'Neal, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stites, Sweeden, Taylor, Toure, Turner, Tyler, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Young, Mr. Speaker.--74.

Excused: Benson, Braddock, Corn, Graves, Langmacher, Pettigrew, Stanley.--7.

Vacancy: Dist. 71.--1.

The measure failed.

GENERAL ORDER

HB 2743 by Nations of the House and Stipe of the Senate was read and considered.

Representative Nations moved to amend **HB 2743** by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute, which amendment was declared adopted. (Copies for Members)

Representative Nations moved to amend the floor substitute by striking the title, which amendment was declared adopted.

Representative Nations moved that **HB 2743** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Nations, **HB 2743** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2743 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Askins, Blackburn, Bonny, Covey, Deutschendorf, Easley, Eddins, Erwin, Fields, Gilbert, Glover, Gray, Hastings, Hefner, Hutchison, Kirby, Lindley, Mass, McCarter, Miller (Doug), Miller (Ray), Nations, Paulk, Plunk, Roan, Staggs, Toure, Turner, Walker, Webb, Wells, Wilson, Mr. Speaker.--33.

Nay: Adkins, Balkman, Begley, Benge, Calvey, Cargill, Case, Claunch, Coleman, Dank, Davis, DeWitt, Ericson, Ervin, Ferguson, Friskup, Greenwood, Hiatt, Hilliard, Ingmire, Jones, Leist, Maddux, Matlock, Mitchell, Morgan, Nance, Newport, O'Neal, Perry, Peters, Peterson, Phillips, Piatt, Pope (Clay), Pope (Tim), Rice, Roach, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Tyler, Vaughn, Wilt, Winchester, Worthen, Wright, Young.--57.

Excused: Benson, Braddock, Corn, Cox, Dunegan, Graves, Langmacher, Liotta, Pettigrew, Stanley.--10.

Vacancy: Dist. 71.--1.

The measure failed.

Representative Nations served notice to reconsider the vote whereby **HB 2743** failed.

GENERAL ORDER

HB 2802 by McCarter of the House and Kerr of the Senate was read and considered.

Representative McCarter moved to amend **HB 2802** by striking the title, which amendment was declared adopted.

Representative McCarter moved that **HB 2802** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative McCarter, **HB 2802** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2802 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Covey, Cox, Deutschendorf, Easley, Eddins, Ervin, Erwin, Ferguson, Fields,

Gilbert, Glover, Hastings, Hefner, Hilliard, Hutchison, Ingmire, Jones, Kirby, Leist, Lindley, Maddux, Mass, Matlock, McCarter, Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Perry, Peters, Phillips, Piatt, Plunk, Pope (Clay), Rice, Roach, Roan, Roggow, Ross, Smaligo, Smith (Hopper), Staggs, Steele, Stites, Sullivan, Sweeden, Toure, Turner, Tyler, Walker, Webb, Wells, Wilson, Winchester, Mr. Speaker.--68.

Nay: Balkman, Coleman, Dank, Davis, DeWitt, Ericson, Friskup, Gray, Greenwood, Hiatt, Miller (Doug), Paulk, Peterson, Pope (Tim), Smith (Dale), Taylor, Tibbs, Vaughn, Wilt, Worthen, Wright, Young.--22.

Excused: Benson, Braddock, Corn, Dunegan, Graves, Langmacher, Liotta, Pettigrew, Roberts, Stanley.--10.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2802 was referred for engrossment.

GENERAL ORDER

HB 2020 by Piatt of the House and Morgan of the Senate was read and considered.

Representative Piatt moved that **HB 2020** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Piatt, **HB 2020** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2020 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, Blackburn, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Leist, Lindley, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--90.

Excused: Benson, Braddock, Corn, Dunegan, Graves, Langmacher, Liotta, Pettigrew, Roberts, Stanley.--10.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2020 was referred for engrossment.

COMMITTEE REPORT

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

DO PASS:

SB 22 – Revenue and Taxation

MESSAGES FROM THE SENATE

Announcing that Enrolled **HCR 1047** has been signed by the Presiding Officer of Senate, in open session.

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

Transmitting engrossed measures

Announcing the passage of the following engrossed measures.

The measures were introduced and read for the first time.

SB 950 – By Leftwich and Williams of the Senate and Paulk of the House.

[telemarketing - Telemarketer Restriction Act - Oklahoma Consumer Protection Act - effective date – emergency]

SB 955 – By Nichols of the Senate and Ericson of the House.

An Act relating to firearms; amending 21 O.S. 2001, Section 1283, which relates to convicted felons and delinquents possessing firearms; prohibiting youthful offenders from possessing firearms; and declaring an emergency.

SB 983 – By Herbert of the Senate and Matlock of the House.

[motor vehicles – Oklahoma Vehicle License and Registration Act – effective date]

SB 989 – By Shurden of the Senate and Leist of the House.

[crimes and punishments – lotteries - violations of lottery or gambling laws]

SB 1229 – By Muegge of the Senate and Lindley of the House.

An Act relating to state and local government; stating legislative intent; amending 70 O.S. 2001, Section 5-117a, which relates to school district contracts for supplies; providing preference for high calcium foods and beverages; providing requirements be in addition to the National School Lunch Program or the School Breakfast Program; amending 74 O.S. 2001, Section 85.5, which relates to the Department of Central Services; providing preference of high calcium foods and beverages for certain contracts; providing requirements be in addition to the National School Lunch Program or the School Breakfast Program; providing an exception; providing for alternative products upon request; providing for noncodification; and providing an effective date.

SB 1250 – By Herbert of the Senate and Fields of the House.

An Act relating to professions and occupations; amending 59 O.S. 2001, Section 61.1, which relates to barbering; deleting obsolete language; authorizing the establishment and levying of administrative fines by the State Department of Health; setting maximum fine for licensed and unlicensed individuals; clarifying language; and providing an effective date.

SB 1301 – By Snyder of the Senate and Phillips of the House.

[motor vehicles – accident reports – disclosure of confidential information – effective date]

SB 1302 – By Crutchfield and Wilkerson of the Senate and Rice of the House.

[revenue and taxation – exclusions for oil refineries – effective date]

SB 1314 – By Wilcoxson of the Senate and Piatt of the House.

An Act relating to schools and tourism; amending 74 O.S. 2001, Sections 1840, 1841, 1844 and 1845, which relate to the “Oklahoma State Register of Natural Heritage Areas Act”; clarifying statutory reference; transferring certain duties; providing for recodification; and declaring an emergency.

SB 1340 – By Morgan of the Senate and Worthen of the House.

[cities and towns - authorizing employees of certain contractors to issue certain citations and to have limited powers of arrest – codification - effective date]

SB 1426 – By Shurden of the Senate and Stanley of the House.

[Oklahoma Self-Defense Act - handgun license - effective date – emergency]

SB 1438 – By Leftwich and Laughlin of the Senate and Paulk of the House.

An Act relating to elections; amending 26 O.S. 2001, Sections 4-120.3, 14-108 and 14-113.2, which relate to cancellation of registration of deceased persons and the return of absentee ballots; deleting obsolete language; providing for next of kin of certain persons to cancel voter registration at certain places; requiring certain persons to notarize absentee

ballots at no charge; authorizing the use of a private mail service to return absentee ballots under specified conditions; providing an effective date; and declaring an emergency.

SB 1442 – By Kerr and Shurden of the Senate and Covey of the House.

[public finance and revenue and taxation - Rural Economic Development Loan Act – codification – effective date]

SB 1460 – By Leftwich of the Senate and Gray of the House.

[medical records – copy costs]

SB 1463 – By Leftwich of the Senate and Toure of the House.

An Act relating to trusts; amending 60 O.S. 2001, Section 175.64, which relates to duties of trustee; adding duty of trustee; and providing an effective date.

SB 1469 – By Leftwich of the Senate and Nations of the House.

[state government - Oklahoma Privatization of State Functions Act - effective date]

SB 1473 – By Coffee of the Senate and Braddock of the House.

An Act relating to motor vehicles; amending 47 O.S. 2001, Sections 1-134 and 1-186, which relate to definitions; defining and modifying terms; excluding electric personal assistive mobility device from registration and licensure requirements; prohibiting operation of device on certain highways and turnpikes; providing for operation of device on sidewalks, walking trails, bikeways, and municipal streets with certain limitations; stating requirements for operation of device; providing penalty; requiring warning notice; limiting liability of entities in compliance with certain provisions; providing for codification; and declaring an emergency.

SB 1569 – By Williamson of the Senate and Peterson of the House.

An Act relating to insurance; amending 36 O.S. 2001, Section 3636, which relates to uninsured motorist coverage; expanding options for certain coverage; modifying required form; and providing an effective date.

SB 1584 – By Monson of the Senate and Blackburn of the House.

An Act relating to children; amending 10 O.S. 2001, Section 401, which relates to the Oklahoma Child Care Facilities Licensing Act; requiring specified entities to develop a single child care licensure process for certain use; clarifying formatting; and providing an effective date.

SB 1587 – By Cain of the Senate and Stanley of the House.

An Act relating to public health and safety; repealing 63 O.S. 2001, Sections 1-539.1, 1-539.2 and 1-539.3, which relate to the Needlestick Injury Prevention Act; providing an effective date; and declaring an emergency.

SB 1591 – By Wilkerson of the Senate and Askins of the House.

An Act relating to the Oklahoma State Bureau of Investigation; amending 74 O.S. 2001, Section 150.2, which relates to the responsibilities of the Bureau; modifying language; directing the OSBI to maintain a nationally accredited scientific laboratory;

creating the Forensic Laboratory Accreditation Act; providing short title; defining terms; providing for forensic laboratories to meet certain standards by certain dates; setting standards; providing for codification; and declaring an emergency.

SB 1592 – By Wilkerson of the Senate and Kirby of the House.

[private prison contracts - authorizing negotiated contracts - per diem – emergency]

SB 1593 – By Wilkerson of the Senate and Askins of the House.

An Act relating to criminal procedure; amending 22 O.S. 2001, Section 1277, which relates to prosecution of offenses committed in penal institutions; deleting references to obsolete programs; requiring certain fees be paid upon conclusion of case; prohibiting dismissal of case for nonpayment of certain fees; and declaring an emergency.

SB 1663 – By Cain of the Senate and Gilbert of the House.

An Act relating to public health and safety; amending 63 O.S. 2001, Sections 1-860.2 and 1-860.6, which relate to the Oklahoma Hospice Licensing Act; expanding definitions; providing for specified types of hospice facilities or programs; expanding list of items that accompany a license application; prohibiting the operation of more than one residential hospice facility by a licensed hospice; and providing an effective date.

SJR 36 – By Herbert of the Senate and Nations of the House.

[A Joint Resolution relating to railroads - providing ballot title - directing filing]

MOTION EXPIRED

Time expired for consideration of the motion to reconsider the vote whereby **HB 2361** failed.

MEASURE REREFERRED

Pursuant to House Rule 11, Section 6, the following was withdrawn from the Calendar and rereferred to committee:

HB 2385 – Public Safety

Representative Hilliard moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 10:00 a.m., Monday, March 11, 2002, which was the order.

Pursuant to the motion of Representative Hilliard, the House was adjourned at 2:30 p.m., to reconvene Monday, March 11, 2002, at 10:00 a.m.