

## **Twenty-fourth Legislative Day**

**Monday, March 18, 2002**

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

The roll was called with 98 Members present.

The following Members were excused: Glover, Morgan.—2.

Vacancy: Dist. 71.—1.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Reverend Mark Foster, Acts II United Methodist Church, Edmond.

Upon motion of Representative Davis, Reverend Foster was confirmed as House Chaplain for this legislative week.

The Journal for the last legislative day was approved.

### **ENGROSSED AND ENROLLED MEASURES**

**HBs 1980, 1989, 2113, 2662, 2689, 2789 and 2884** and **HCR 1051** were reported correctly engrossed, 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 815** – Rules

**SB 840** – Revenue and Taxation

**SB 866** – Insurance  
**SB 871** – Energy and Utility Regulation  
**SB 880** – Energy and Utility Regulation  
**SB 916** – Wildlife  
**SB 937** – Appropriations and Budget  
**SB 945** – Appropriations and Budget  
**SB 1225** – Retirement Laws  
**SB 1236** – Revenue and Taxation  
**SB 1291** – Environment and Natural Resources  
**SB 1306** – Environment and Natural Resources  
**SB 1323** – Environment and Natural Resources  
**SB 1341** – Revenue and Taxation  
**SB 1370** – Wildlife  
**SB 1423** – Public Safety  
**SB 1432** – Commerce, Industry and Labor  
**SB 1445** – County and Municipal Government  
**SB 1580** – Judiciary  
**SB 1613** – Human Services  
**SB 1628** – Public Health  
**SB 1634** – Appropriations and Budget  
**SB 1643** – Judiciary  
**SB 1645** – Appropriations and Budget  
**SB 1655** – Appropriations and Budget  
**SB 1657** – Human Services  
**SB 1660** – Appropriations and Budget  
**SB 1661** – Judiciary  
**SB 1674** – Appropriations and Budget

## **RESOLUTION REFERRED**

The following was withdrawn from the Calendar and referred to committee:

**HCR 1052** – Rules

## **RESOLUTION**

The following was introduced and read:

**HCR 1054** – By Adair of the House and Taylor of the Senate.

A Concurrent Resolution commending and congratulating the United States Military Academy at West Point on the occasion of the bicentennial anniversary of the founding of the Academy; and directing distribution.

## RESOLUTION FOR CONSIDERATION

**HCR 1054** was called up for consideration.

Upon unanimous consent request of Speaker Adair, all Members of the House were added as coauthors.

Upon motion of Speaker Adair, **HCR 1054** was considered and adopted.

**HCR 1054** was referred for engrossment.

## Speaker Adair Presiding

### PENDING CONSIDERATION OF SAs

**SAs** to **HB 2536** were called up for consideration.

Remove Representative Mass as principal House author and substitute with Representative Nations

Authored by Representative Mass

Coauthored by Representative(s) Ingmire, Wells, Balkman, Adair, Adkins, Braddock, Dank, DeWitt, Dunegan, Gray, Hastings, Hilliard, Miller (Ray), Nance, Paulk, Peters, Peterson, Rice, Smith (Hopper), Stanley, Sweeden, Taylor, Tyler, Webb

Pursuant to House Rule 22(b), Representative Phillips asked unanimous consent to extend the time for debate on the **SAs** to **HB 2536** to 30 minutes per side, which was the order.

Representative Gray moved adoption of the **SAs** to **HB 2536**, which motion prevailed upon roll call as follows:

Aye: Adkins, Askins, Balkman, Begley, Benson, Blackburn, Braddock, Coleman, Corn, Covey, Cox, Dank, Deutschendorf, Dunegan, Easley, Eddins, Gilbert, Gray, Greenwood, Hastings, Hilliard, Hutchison, Ingmire, Kirby, Lindley, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Nance, Nations, Paulk, Perry, Peters, Plunk, Rice, Roach, Roan, Ross, Smith (Dale), Smith (Hopper), Stanley, Sullivan, Sweeden, Taylor, Toure, Turner, Webb, Wells, Wilson, Worthen, Mr. Speaker.--54.

Nay: Benge, Bonny, Calvey, Cargill, Case, Claunch, Davis, DeWitt, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Graves, Hefner, Hiatt, Jones, Langmacher, Leist, Liotta, Maddux, Newport, O'Neal, Peterson, Pettigrew, Phillips, Piatt, Pope (Clay), Pope (Tim), Roberts, Roggow, Smaligo, Staggs, Steele, Stites, Tibbs, Tyler, Vaughn, Walker, Wilt, Winchester, Wright, Young.--44.

Excused: Glover, Morgan.--2.

Vacancy: Dist. 71.--1.

**HB 2536**, as amended by the Honorable Senate, was read at length for the fourth time and the roll was called on the measure and emergency as follows:

Aye: Adkins, Askins, Balkman, Begley, Benson, Blackburn, Braddock, Coleman, Corn, Covey, Cox, Dank, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Erwin, Friskup, Gilbert, Gray, Greenwood, Hastings, Hefner, Hilliard, Hutchison, Ingmire, Kirby, Lindley, Liotta, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Nance, Nations, Newport, Paulk, Perry, Peters, Peterson, Piatt, Plunk, Rice, Roach, Roan, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Webb, Wells, Wilson, Winchester, Worthen, Wright, Mr. Speaker.--68.

Nay: Benge, Bonny, Calvey, Cargill, Case, Claunch, Davis, Ericson, Ervin, Ferguson, Fields, Graves, Hiatt, Jones, Langmacher, Leist, Maddux, O'Neal, Pettigrew, Phillips, Pope (Clay), Pope (Tim), Roberts, Roggow, Steele, Tyler, Vaughn, Walker, Wilt, Young.--30.

Excused: Glover, Morgan.--2.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

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

## **MOTION**

Representative Hilliard moved that the House stand at ease until 1:30 p.m., which was the order.

## **Speaker Pro Tempore Matlock Presiding**

## **MEASURES REASSIGNED**

By unanimous consent, the following were reassigned:

**SB 916** –Withdrawn from Wildlife and referred to County and Municipal Government.

**SB 937** –Withdrawn from Appropriations and Budget and referred to Wildlife.

**SB 1225** –Withdrawn from Retirement Laws and referred to Appropriations and Budget.

**SB 1236** –Withdrawn from Revenue and Taxation and referred to Retirement Laws.

**SB 1291** –Withdrawn from Environment and Natural Resources and referred to Revenue and Taxation.

## **ENGROSSED AND ENROLLED MEASURES**

**HB 2536** was reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

## **MESSAGES FROM THE SENATE**

Announcing that Enrolled **HB 2536** has been read at length for the fourth time and signed by the Presiding Officer of Senate, in open session.

The above measure was ordered transmitted to the Honorable Governor.

### **Transmitting engrossed measure**

Announcing the passage of the following engrossed measure.

The measure was introduced and read.

**SCR 58** – By Taylor, Easley, Williams, Horner, Cain, Campbell, Capps, Coffee, Crutchfield, Douglass, Dunlap, Fair, Fisher, Ford, Haney, Harrison, Helton, Henry, Herbert, Hobson, Johnson, Kerr, Laughlin, Leftwich, Littlefield, Maddox, Martin, Mickle, Milacek, Monson, Morgan, Muegge, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Stipe, Wilcoxson, Wilkerson and Williamson of the Senate and Adair, Easley, Roach, Ross and Gilbert of the House

A Concurrent Resolution commending and congratulating Tulsa, Oklahoma, Mayor M. Susan Savage; and directing distribution.

## **GENERAL ORDER**

**HB 2795** by Perry of the House and Snyder of the Senate was read and considered.

Representative Perry moved to amend **HB 2795** by striking the title, which amendment was declared adopted.

Representative Perry moved that **HB 2795** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Perry, **HB 2795** was considered engrossed and placed on Third Reading and Final Passage.

**THIRD READING**

**HB 2795** 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, Benson, Blackburn, Bonny, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ervin, Erwin, Ferguson, Friskup, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Kirby, Langmacher, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Nance, Nations, Newport, O'Neal, Perry, Peters, Peterson, Phillips, Piatt, Plunk, 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, Wright, Mr. Speaker.--82.

Nay: Benge, Cox, Ericson, Fields, Gilbert, Jones, Leist, Mitchell, Pettigrew, Pope (Clay), Pope (Tim), Sullivan, Worthen, Young.--14.

Excused: Glover, Morgan, Paulk, Stanley.--4.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

**HB 2795** was referred for engrossment.

**GENERAL ORDER**

**HB 2005** by Erwin of the House and Dickerson of the Senate was read and considered.

Representative Erwin moved to amend **HB 2005** by striking the title, which amendment was declared adopted.

Representative Erwin moved that **HB 2005** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Erwin, **HB 2005** was considered engrossed and placed on Third Reading and Final Passage.

**THIRD READING**

**HB 2005** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Adkins, Askins, Begley, Benge, Benson, Blackburn, Bonny, Braddock, Calvey, Case, Claunch, Corn, Covey, Cox, Deutschendorf, DeWitt, Dunegan, Easley, Eddins,

Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Nations, Newport, O'Neal, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), 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, Mr. Speaker.--84.

Nay: Balkman, Cargill, Coleman, Dank, Davis, Liotta, Nance, Pope (Tim), Sullivan, Wright, Young.--11.

Excused: Glover, Gray, Morgan, Paulk, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

**HB 2005** was referred for engrossment.

## GENERAL ORDER

**HB 2006** by Erwin of the House and Dickerson of the Senate was read and considered.

Representative Erwin moved to amend **HB 2006** by striking the title, which amendment was declared adopted.

Representative Erwin moved that **HB 2006** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Erwin, **HB 2006** was considered engrossed and placed on Third Reading and Final Passage.

## THIRD READING

**HB 2006** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Adkins, Askins, Begley, Benge, Benson, Blackburn, Bonny, Braddock, Calvey, Case, Claunch, Corn, Covey, Cox, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Nations, Newport, O'Neal, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), 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, Mr. Speaker.--82.

Nay: Balkman, Cargill, Coleman, Dank, Davis, Graves, Liotta, Nance, Pope (Tim), Sullivan, Worthen, Wright, Young.--13.

Excused: Glover, Gray, Morgan, Paulk, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

**HB 2006** was referred for engrossment.

### **GENERAL ORDER**

**HB 2359** by Dunegan of the House and Mickle of the Senate was read and considered.

Representative Dunegan moved that **HB 2359** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Dunegan, **HB 2359** was considered engrossed and placed on Third Reading and Final Passage.

### **THIRD READING**

**HB 2359** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Adkins, Askins, Balkman, Begley, Bengé, Benson, Blackburn, Bonny, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Greenwood, Hastings, Hefner, Hiett, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Nance, Nations, Newport, O'Neal, 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: Glover, Gray, Morgan, Paulk, Stanley.--5.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

**HB 2359** was referred for engrossment.

## GENERAL ORDER

**HB 2360** by Dunegan of the House and Dickerson of the Senate was read and considered.

Coauthored by Representative(s) Tyler

Coauthored by Senator Rabon

Representative Dunegan moved to amend **HB 2360** by striking the title, which amendment was declared adopted.

Representative Dunegan moved that **HB 2360** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Dunegan, **HB 2360** was considered engrossed and placed on Third Reading and Final Passage.

## THIRD READING

**HB 2360** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Adkins, Askins, Balkman, Begley, Bengé, Benson, Blackburn, Bonny, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, 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, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--97.

Excused: Glover, Gray, Morgan.--3.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

**HB 2360** was referred for engrossment.

**GENERAL ORDER**

**HB 2000** by Turner of the House and Fisher of the Senate was read and considered.

Representative Turner moved to amend **HB 2000** 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 Turner moved to amend the floor substitute by striking the title, which amendment was declared adopted.

Representative Turner moved that **HB 2000** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Turner, **HB 2000** was considered engrossed and placed on Third Reading and Final Passage.

**THIRD READING**

**HB 2000** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Adkins, Askins, Balkman, Begley, Bengé, Benson, Blackburn, Bonny, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, 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, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--97.

Excused: Glover, Gray, Morgan.--3.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

**HB 2000** was referred for engrossment.

**GENERAL ORDER**

**HJR 1055** by Askins of the House and Maddox of the Senate was read and considered.

Representative Askins moved to amend **HJR 1055** by striking the title, which amendment was declared adopted.

Representative Perry moved to amend **HJR 1055**, Page 2, Section 1, Line 7 by striking the new language "March" and restoring the stricken language "February", which amendment was declared adopted.

Representative Askins moved that **HJR 1055** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Askins, **HJR 1055** was considered engrossed and placed on Third Reading and Final Passage.

### **THIRD READING**

**HJR 1055** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Askins, Balkman, Begley, Bengel, Benson, Blackburn, Bonny, Braddock, Calvey, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Gilbert, Graves, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Nance, Nations, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Winchester, Young, Mr. Speaker.--88.

Nay: Cargill, Davis, Friskup, Liotta, Newport, Phillips, Wilt, Worthen, Wright.--9.

Excused: Glover, Gray, Morgan.--3.

Vacancy: Dist. 71.--1.

The measure passed.

**HJR 1055** was referred for engrossment.

### **GENERAL ORDER**

**HB 2853** by Easley et al of the House and Easley of the Senate was read and considered.

Coauthored by Representative(s) Hiatt, Liotta

Representative Easley moved to amend **HB 2853** by striking the title, which amendment was declared adopted.

Representative Easley moved that **HB 2853** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Easley, **HB 2853** was considered engrossed and placed on Third Reading and Final Passage.

### **THIRD READING**

**HB 2853** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Askins, Balkman, Bengé, Benson, Blackburn, Bonny, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Ericson, Ervin, Erwin, Ferguson, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, 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), Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--93.

Nay: Begley, Eddins, Smith (Dale), Staggs.--4.

Excused: Fields, Glover, Morgan.--3.

Vacancy: Dist. 71.--1.

The measure passed.

**HB 2853** was referred for engrossment.

### **RESOLUTION FOR CONSIDERATION**

**SCR 58** was called up for consideration.

Upon unanimous consent request of Speaker Adair, all Members of the House were added as coauthors.

Upon motion of Speaker Adair, **SCR 58** was considered and adopted.

**SCR 58** was properly signed, in open session, by the Presiding Officer and ordered returned to the Honorable Senate.

## GENERAL ORDER

**HB 2751** by Askins of the House and Henry of the Senate was read and considered.

Representative Askins moved to amend **HB 2751** by striking the title, which amendment was declared adopted.

Representative Askins moved that **HB 2751** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Askins, **HB 2751** was considered engrossed and placed on Third Reading and Final Passage.

## THIRD READING

**HB 2751** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Askins, Balkman, Begley, Benge, Benson, Blackburn, Bonny, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, 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, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--97.

Excused: Glover, Gray, Morgan.--3.

Vacancy: Dist. 71.--1.

The measure passed.

**HB 2751** was referred for engrossment.

## GENERAL ORDER

**HB 2651** by Wright of the House and Milacek of the Senate was read and considered.

Representative Wright moved that **HB 2651** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Wright, **HB 2651** was considered engrossed and placed on Third Reading and Final Passage.

**THIRD READING**

**HB 2651** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Adkins, Balkman, Bengel, Bonny, Calvey, Cargill, Case, Claunch, Corn, Covey, Deutschendorf, DeWitt, Dunegan, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Graves, Gray, Greenwood, Hastings, Hefner, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, Miller (Doug), Miller (Ray), Mitchell, Nance, Newport, O'Neal, Perry, Peters, Peterson, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roan, Roggow, Smaligo, Smith (Dale), Smith (Hopper), Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Turner, Tyler, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--75.

Nay: Askins, Begley, Benson, Blackburn, Braddock, Coleman, Cox, Dank, Davis, Easley, Ervin, Gilbert, McCarter, Nations, Paulk, Pettigrew, Roach, Roberts, Ross, Staggs, Toure, Vaughn.--22.

Excused: Glover, Hiatt, Morgan.--3.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

**HB 2651** was referred for engrossment.

**GENERAL ORDER**

**HB 2810** by Pope (Clay) et al of the House and Price of the Senate was read and considered.

Coauthored by Representative(s) Bonny, Covey, Ingmire, Miller (Ray), Nance, Roan, Walker

Representative Pope (Clay) moved to amend **HB 2810** by striking the title, which amendment was declared adopted.

Representative Pope (Clay) moved that **HB 2810** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Pope (Clay), **HB 2810** was considered engrossed and placed on Third Reading and Final Passage.

### THIRD READING

**HB 2810** 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, Benson, Blackburn, Bonny, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--97.

Excused: Glover, Hiatt, Morgan.--3.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

**HB 2810** was referred for engrossment.

### GENERAL ORDER

**HB 2284** by Erwin of the House and Shurden of the Senate was read and considered.

Representative Erwin moved to amend **HB 2284** 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 Erwin moved to amend the floor substitute by striking the title, which amendment was declared adopted.

Representative Erwin moved that **HB 2284** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Erwin, **HB 2284** was considered engrossed and placed on Third Reading and Final Passage.

### THIRD READING

**HB 2284** was read at length for the third time. On passage of the measure, the roll call was as follows:

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

Excused: Glover, Hiett, Morgan.--3.

Vacancy: Dist. 71.--1.

The measure passed.

**HB 2284** was referred for engrossment.

## **GENERAL ORDER**

**HB 1395** by Jones of the House and Herbert of the Senate was read and considered.

Representative Jones moved to amend **HB 1395** by striking the title, which amendment was declared adopted.

Representative Jones moved that **HB 1395** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Jones, **HB 1395** was considered engrossed and placed on Third Reading and Final Passage.

## **THIRD READING**

**HB 1395** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Balkman, Begley, Benge, Benson, Bonny, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roan, Roberts, Roggow, Smaligo, Smith (Dale), Smith (Hopper), Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs,

Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--89.

Nay: Askins, Blackburn, Cox, Roach, Ross, Staggs, Toure, Wilson.--8.

Excused: Glover, Hiatt, Morgan.--3.

Vacancy: Dist. 71.--1.

The measure passed.

**HB 1395** was referred for engrossment.

### GENERAL ORDER

**HB 2682** by Calvey et al of the House and Pruitt of the Senate was read and considered.

Representative Calvey moved to amend **HB 2682** by striking the title, which amendment was declared adopted.

Representative Calvey moved that **HB 2682** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Calvey, **HB 2682** was considered engrossed and placed on Third Reading and Final Passage.

### THIRD READING

**HB 2682** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Askins, Balkman, Begley, Bengel, Benson, Bonny, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Friskup, Gray, Greenwood, Hastings, Hefner, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--90.

Nay: Blackburn, Braddock, Fields, Gilbert, Graves, Leist, Wilson.--7.

Excused: Glover, Hiatt, Morgan.--3.

Vacancy: Dist. 71.--1.

The measure passed.

**HB 2682** was referred for engrossment.

## **GENERAL ORDER**

**HB 2677** by Calvey et al of the House and Reynolds of the Senate was read and considered.

Coauthored by Representative(s) Davis, Graves, Maddux, Vaughn

Representative Calvey moved to amend **HB 2677** by striking the title, which amendment was declared adopted.

Representative Calvey moved that **HB 2677** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Calvey, **HB 2677** was considered engrossed and placed on Third Reading and Final Passage.

## **THIRD READING**

**HB 2677** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Askins, Balkman, Begley, Benge, Benson, Blackburn, Bonny, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roan, Roberts, Roggow, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--95.

Nay: Ross.--1.

Excused: Glover, Hiatt, Morgan, Roach.--4.

Vacancy: Dist. 71.--1.

The measure passed.

**HB 2677** was referred for engrossment.

## GENERAL ORDER

**HB 2888** by Ferguson et al of the House and Crutchfield of the Senate was read and considered.

Representative Ferguson moved to amend **HB 2888**, Page 1, Section 1, Line 5 by adding after the word "school" and before the word "who" the language "for twenty (20) days or less" and by deleting after the word "provided" on Line 5 the language "an education plan" and inserting in lieu thereof the language "class assignments during the out-of-school suspension and is awarded academic credit for work satisfactorily completed", which amendment was declared adopted.

Representative Ferguson moved that **HB 2888** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Ferguson, **HB 2888** was considered engrossed and placed on Third Reading and Final Passage.

## THIRD READING

**HB 2888** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Askins, Balkman, Begley, Bengé, Benson, Blackburn, Bonny, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hilliard, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, McCarter, Miller (Doug), Mitchell, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wilson, Wilt, Winchester, Worthen, Young, Mr. Speaker.--88.

Nay: Corn, Erwin, Hutchison, Mass, Matlock, Miller (Ray), Plunk, Wells, Wright.--9.

Excused: Glover, Hiett, Morgan.--3.

Vacancy: Dist. 71.--1.

The measure passed.

**HB 2888** was referred for engrossment.

### GENERAL ORDER

**HB 2138** by Roach of the House and Williams of the Senate was read and considered.

Representative Roach moved that **HB 2138** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Roach, **HB 2138** was considered engrossed and placed on Third Reading and Final Passage.

### THIRD READING

**HB 2138** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

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

Excused: Glover, Hiatt, Kirby, Morgan.--4.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

**HB 2138** was referred for engrossment.

## GENERAL ORDER

**HB 2304** by Roach of the House and Williams of the Senate was read and considered.

Representative Roach moved to amend **HB 2304** 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 Pettigrew moved to amend the floor substitute by inserting a new Section 1 to read as follows and renumbering subsequent sections:

“SECTION 1. AMENDATORY 10 O.S. 2001, Section 7103, is amended to read as follows:

Section 7103. A. 1. Every:

- a. physician or surgeon, including doctors of medicine and dentistry, licensed osteopathic physicians, residents and interns, examining, attending or treating a child under the age of eighteen (18) years,
- b. registered nurse examining, attending or treating such a child in the absence of a physician or surgeon,
- c. teacher of any child under the age of eighteen (18) years, and
- d. other person

having reason to believe that a child under the age of eighteen (18) years is a victim of abuse or neglect, shall report the matter promptly to the Department of Human Services. Such reports may be made by telephone, in writing, personally or by any other method prescribed by the Department. Any report of abuse or neglect made pursuant to this section shall be made in good faith.

2. Every physician or surgeon, including doctors of medicine, licensed osteopathic physicians, residents and interns, or any other health care professional attending the birth of a child who tests positive for alcohol or a controlled dangerous substance shall promptly report the matter to the Department of Human Services.

3. No privilege or contract shall relieve any person from the requirement of reporting pursuant to this section.

4. The reporting obligations under this section are individual, and no employer, supervisor or administrator shall impede or inhibit the reporting obligations of any employee or other person. No employer, supervisor or administrator of any employee or other person required to provide information pursuant to this section shall discharge, or in any manner discriminate or retaliate against, the employee or other person who in good faith provides such child abuse reports or information, testifies, or is about to testify in any proceeding involving child abuse or neglect; provided, that the person did not perpetrate or inflict such abuse or neglect. Any employer, supervisor or administrator who discharges, discriminates or retaliates against the employee or other person shall be liable for damages, costs and attorney fees. Internal procedures to facilitate child abuse or neglect reporting and inform employers, supervisors and administrators of reported suspected child abuse or neglect may be established provided that they are not inconsistent with the provisions of this section and that such procedures shall not relieve the employee or such other person from the individual reporting obligations required by this section.

5. Every physician or surgeon making a report of abuse or neglect as required by this subsection or examining a child to determine the likelihood of abuse or neglect and every

hospital or related institution in which the child was examined or treated shall provide copies of the results of the examination or copies of the examination on which the report was based and any other clinical notes, x-rays, photographs, and other previous or current records relevant to the case to law enforcement officers conducting a criminal investigation into the case and to employees of the Department of Human Services conducting an investigation of alleged abuse or neglect in the case.

B. If the report is not made in writing in the first instance, it shall be reduced to writing by the Department of Human Services, in accordance with rules promulgated by the Commission for Human Services, as soon as may be after it is initially made by telephone or otherwise and shall contain the following information:

1. The names and addresses of the child and the child's parents or other persons responsible for the child's health, safety or welfare;
2. The child's age;
3. The nature and extent of the abuse or neglect, including any evidence of previous injuries;
4. If the child has tested positive for alcohol or a controlled dangerous substance; and
5. Any other information that the maker of the report believes might be helpful in establishing the cause of the injuries and the identity of the person or persons responsible therefor if such information or any part thereof is known to the person making the report.

C. Any person who knowingly and willfully fails to promptly report any incident as provided in this section may be reported by the Department of Human Services to local law enforcement for criminal investigation and, upon conviction thereof, shall be guilty of a misdemeanor.

D. 1. Any person who knowingly and willfully makes a false report pursuant to the provisions of this section or a report that the person knows lacks factual foundation may be reported by the Department of Human Services to local law enforcement for criminal investigation and, upon conviction thereof, shall be guilty of a ~~misdemeanor~~ felony.

2. If a court determines that an accusation of child abuse or neglect made during a child custody proceeding is false and the person making the accusation knew it to be false at the time the accusation was made, the court may impose a fine, not to exceed ~~Five Thousand Dollars (\$5,000.00)~~ Ten Thousand Dollars (\$10,000.00) and reasonable attorney fees incurred in recovering the sanctions, against the person making the accusation. The remedy provided by this paragraph is in addition to paragraph 1 of this subsection or to any other remedy provided by law.

E. 1. Nothing in this section shall be construed to mean a child is abused or neglected for the sole reason the parent, legal guardian or person having custody or control of a child, in good faith, selects and depends upon spiritual means alone through prayer, in accordance with the tenets and practice of a recognized church or religious denomination, for the treatment or cure of disease or remedial care of such child.

2. Nothing contained in this subsection shall prevent a court from immediately assuming custody of a child, pursuant to the Oklahoma Children's Code, and ordering whatever action may be necessary, including medical treatment, to protect the child's health or welfare.

F. Nothing contained in this section shall be construed to exempt or prohibit any person from reporting any suspected child abuse or neglect pursuant to subsection A of this section.”

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

Representative Pettigrew pressed adoption of his amendment, which amendment was declared adopted upon roll call as follows:

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

Nay: Gray, Roach, Toure.--3.

Excused: Glover, Hiatt, Morgan.--3.

Vacancy: Dist. 71.--1.

Representative Roach moved that **HB 2304** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Roach, **HB 2304** was considered engrossed and placed on Third Reading and Final Passage.

### **THIRD READING**

**HB 2304** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Adkins, Askins, Begley, Benge, Benson, Blackburn, Bonny, Braddock, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Deutschendorf, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Gilbert, Gray, Greenwood, Hastings, Hefner, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Staggs, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Young, Mr. Speaker.--86.

Nay: Balkman, Calvey, Cargill, Davis, DeWitt, Friskup, Graves, Liotta, Smith (Hopper), Toure, Wright.--11.

Excused: Glover, Hiatt, Morgan.--3.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

**HB 2304** was referred for engrossment.

## **GENERAL ORDER**

**HB 2167** by Easley of the House and Crutchfield of the Senate was read and considered.

Representative Easley moved that **HB 2167** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Easley, **HB 2167** was considered engrossed and placed on Third Reading and Final Passage.

## **THIRD READING**

**HB 2167** was read at length for the third time. On passage of the measure, the roll call was as follows:

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

Excused: Glover, Hiatt, Morgan, Roach.--4.

Vacancy: Dist. 71.--1.

The measure passed.

**HB 2167** was referred for engrossment.

## GENERAL ORDER

**HB 2168** by Easley of the House and Crutchfield of the Senate was read and considered.

Representative Easley moved that **HB 2168** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Easley, **HB 2168** was considered engrossed and placed on Third Reading and Final Passage.

## THIRD READING

**HB 2168** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Askins, Balkman, Begley, Bengé, Benson, Blackburn, Bonny, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Gray, Hastings, Hefner, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--91.

Nay: Davis, Graves, Greenwood, Pettigrew, Sullivan, Vaughn.--6.

Excused: Glover, Hiatt, Morgan.--3.

Vacancy: Dist. 71.--1.

The measure passed.

**HB 2168** was referred for engrossment.

## GENERAL ORDER

**HB 2169** by Easley of the House and Crutchfield of the Senate was read and considered.

Representative Easley moved that **HB 2169** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Easley, **HB 2169** was considered engrossed and placed on Third Reading and Final Passage.

### THIRD READING

**HB 2169** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Askins, Begley, Benson, Blackburn, Bonny, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Gray, Greenwood, Hastings, Hefner, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Nance, Nations, Newport, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Staggs, Stanley, Steele, Stites, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Mr. Speaker.--86.

Nay: Balkman, Bengé, Davis, Graves, O'Neal, Pope (Tim), Smith (Hopper), Sullivan, Worthen, Wright, Young.--11.

Excused: Glover, Hiatt, Morgan.--3.

Vacancy: Dist. 71.--1.

The measure passed.

**HB 2169** was referred for engrossment.

### GENERAL ORDER

**HB 2142** by Toure of the House and Cain of the Senate was read and considered.

Coauthored by Representative(s) Adkins, Balkman, Tibbs, Walker

Representative Toure moved to amend **HB 2142** 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 Toure moved that **HB 2142** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Toure, **HB 2142** was considered engrossed and placed on Third Reading and Final Passage.

### THIRD READING

**HB 2142** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

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

Excused: Dunegan, Glover, Hiett, Morgan.--4.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

**HB 2142** was referred for engrossment.

### GENERAL ORDER

**HB 2637** by Toure of the House and Henry of the Senate was read and considered.

Coauthored by Representative(s) Pettigrew

Representative Toure moved to amend **HB 2637** 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 deleting Section 4 which reads as follows and renumbering subsequent section, which amendment was declared adopted:

“SECTION 4. AMENDATORY 22 O.S. 2001, Section 1141.16, is amended to read as follows:

Section 1141.16 Unless the offense with which the prisoner is charged is shown to be an offense punishable by death ~~or life imprisonment~~ under the laws of the state in which it was committed, a judge or magistrate in this state may admit the person arrested to bail by bond, with sufficient sureties, and in such sum as ~~he~~ the judge or magistrate deems proper, conditioned for ~~his~~ the appearance of the person before ~~him~~ the judge or magistrate at a time specified in such bond, and for ~~his~~ the person's surrender, to be arrested upon the warrant of the Governor of this state.”

Representative Vaughn moved to amend the floor substitute, Page 4, Section 1, Lines 6-11 by deleting subsection 5, which reads as follows:

"5. The provisions of this subsection shall apply to convictions occurring on or before the effective date of this act as well as convictions occurring after the effective date of this act. If a court of competent jurisdiction finds that retroactive application of this subsection is unconstitutional, the prospective application of this subsection shall remain valid."

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

Representative Hastings moved to amend the floor substitute, Page 2, Section 1, Lines 1-2 by changing the words and figure "One Hundred Twenty-five Thousand Dollars (\$125,000.00)" to the words and figure "One Hundred Seventy-five Thousand Dollars (\$175,000.00)".

Representative Hastings asked unanimous consent to amend his amendment, Page 2, Section 1, Lines 1-2 by changing the words and figure back to "One Hundred Twenty-five Thousand Dollars (\$125,000.00)" and Page 2, Section 1, Line 7 by changing the words and figure "One Hundred Seventy-five Thousand Dollars (\$175,000.00)" to the words and figure "One Hundred Twenty-five Thousand Dollars (\$125,000.00)", which was the order.

Representative Hastings pressed adoption of his amendment, as amended, which motion prevailed.

Representative Graves moved to amend the floor substitute, Page 2, Section 1, Line 25 by inserting after the word "of" and before the word "actual" the language "a written finding by the Governor of" and Line 28 by inserting the language "The Governor or the court shall specifically state, in the Pardon or Order, the evidence or basis on which the finding of actual innocence is based.", which amendment was declared adopted.

Representative Toure moved that **HB 2637** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Toure, **HB 2637** was considered engrossed and placed on Third Reading and Final Passage.

### **THIRD READING**

**HB 2637** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Askins, Balkman, Begley, Benge, Benson, Blackburn, Bonny, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell,

Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--94.

Nay: Adkins.--1.

Excused: Dunegan, Glover, Hiatt, Maddux, Morgan.--5.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

**HB 2637** was referred for engrossment.

### GENERAL ORDER

**HB 2670** by Roberts of the House and Stipe of the Senate was read and considered.

Representative Roberts moved to amend **HB 2670** by striking the title, which amendment was declared adopted.

Representative Roberts moved that **HB 2670** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Roberts, **HB 2670** was considered engrossed and placed on Third Reading and Final Passage.

### THIRD READING

**HB 2670** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

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

Excused: Dunegan, Glover, Hiatt, Maddux, Morgan, Perry.--6.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

**HB 2670** was referred for engrossment.

### **MESSAGE FROM THE SENATE**

Announcing the concurrence of Senate in **HAs** to **SB 22** and the passage of said measure, as amended thereby.

### **COMMITTEE REPORTS**

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

DO PASS:

**SB 1391** – Science and Technology

**SB 1453** – Science and Technology

### **MEASURE REREFERRED**

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

**SB 730** – Common Education

Representative Hilliard moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 10:00 a.m., Tuesday, March 19, 2002, which was the order.

Pursuant to the motion of Representative Hilliard, the House was adjourned at 5:40 p.m., to reconvene Tuesday, March 19, 2002, at 10:00 a.m.