

Twenty-sixth Legislative Day

Wednesday, March 20, 2002

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

The roll was called with 99 Members present.

The following Member was excused: Glover.—1.

Vacancy: Dist. 71.—1.

The Speaker ProTempore declared a quorum present.

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

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HBs 1995, 2116, 2170, 2171, 2172, 2175, 2176, 2178, 2180, 2218, 2278, 2328, 2349, 2604, 2605, 2616, 2619, 2624, 2639, 2779, 2783, 2785 and 2788 and HJR 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:

HJR 1057 – Administrative Rule Review

SB 834 – Revenue and Taxation

SB 893 – Revenue and Taxation
SB 904 – Insurance
SB 923 – Agriculture and Rural Development
SB 930 – Revenue and Taxation
SB 931 – Banking and Finance
SB 960 – Veterans and Military Affairs
SB 1223 – Retirement Laws
SB 1231 – Retirement Laws
SB 1233 – Government Operations and Agency Oversight
SB 1234 – Retirement Laws
SB 1243 – Government Operations and Agency Oversight
SB 1244 – Retirement Laws
SB 1327 – Government Operations and Agency Oversight
SB 1358 – Government Operations and Agency Oversight
SB 1376 – Retirement Laws
SB 1377 – Government Operations and Agency Oversight
SB 1378 – Retirement Laws
SB 1383 – Retirement Laws
SB 1411 – Revenue and Taxation
SB 1412 – Public Health
SB 1418 – Criminal Justice
SB 1424 – Judiciary
SB 1425 – Criminal Justice
SB 1447 – Revenue and Taxation
SB 1461 – Criminal Justice
SB 1464 – Appropriations and Budget
SB 1470 – Appropriations and Budget
SB 1472 – Criminal Justice
SB 1510 – Revenue and Taxation
SB 1554 – Judiciary
SB 1561 – Judiciary
SB 1562 – Criminal Justice
SB 1571 – Judiciary
SB 1594 – Judiciary
SB 1596 – Appropriations and Budget
SB 1608 – Human Services
SB 1609 – Appropriations and Budget
SB 1621 – Appropriations and Budget
SB 1623 – Transportation
SB 1624 – Mental Health
SB 1625 – Judiciary
SB 1637 – Common Education
SB 1638 – Criminal Justice
SB 1646 – Criminal Justice
SB 1651 – Common Education

SB 1658 – Appropriations and Budget
SB 1665 – Criminal Justice
SB 1671 – Human Services
SJR 41 – Revenue and Taxation

RESOLUTIONS REFERRED

The following were withdrawn from the Calendar and referred to committee:

SCR 48 – Appropriations and Budget
SCR 49 – Appropriations and Budget

MEASURE REASSIGNED

By unanimous consent, the following was reassigned:

SB 1628 –Withdrawn from Public Health and referred to Common Education.

RESOLUTION FOR CONSIDERATION

HCR 1053 was called up for consideration.

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

Upon motion of Representative Covey, **HCR 1053** was considered and adopted.

HCR 1053 was referred for engrossment.

GENERAL ORDER

HB 1984 by Erwin of the House and Littlefield of the Senate was read and considered.

Representative Erwin moved that **HB 1984** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Erwin, **HB 1984** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 1984 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, 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, Hiett, Hilliard, Hutchison, Ingmire, Jones, Kirby, Leist, Lindley, Liotta, 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: Bonny, Glover, Langmacher, Maddux, Mass, Stanley.--6.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 1984 was referred for engrossment.

GENERAL ORDER

HB 2653 by Peterson of the House and Riley of the Senate was read and considered.

Representative Peterson moved to amend **HB 2653** by striking the title, which amendment was declared adopted.

Representative Peterson moved that **HB 2653** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Peterson, **HB 2653** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2653 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, Braddock, Cargill, Case, Claunch, Coleman, Corn, 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, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Tim), 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.--92.

Nay: Calvey, Covey, Pope (Clay), Rice.--4.

Excused: Bonny, Glover, Maddux, Stanley.--4.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2653 was referred for engrossment.

GENERAL ORDER

HB 2090 by Roach et al of the House and Leftwich of the Senate was read and considered.

Upon unanimous consent request of Representative Worthen, all Members were added as coauthors

Representative Cargill moved to amend **HB 2090**, Page 1, Section 1, Line 7 by striking the words "a school district" and inserting in lieu thereof the language "each school district in this state", which amendment was declared adopted.

Representative Graves moved to amend **HB 2090**, Page 4, Section 4, Line 6 by adding the language: "Such documents shall include George Washington's Farewell Address, Patrick Henry's 'Give me liberty or give me death' speech, and the Declaration of Independence.", which amendment was declared adopted.

Representative Wells moved to amend **HB 2090**, Page 4, Section 4, Lines 3 and 5 by deleting the word "may" and inserting in lieu thereof the word "shall", which amendment was declared adopted.

Representative Roach moved that **HB 2090** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Roach, **HB 2090** was considered engrossed and placed on Third Reading and Final Passage.

Representative Hilliard Presiding**THIRD READING**

HB 2090 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, 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, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Excused: Glover.--1.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2090 was referred for engrossment.

Speaker Pro Tempore Matlock Presiding**GENERAL ORDER**

HB 2314 by Roberts et al of the House and Crutchfield of the Senate was read and considered.

Representative Roberts moved that **HB 2314** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Roberts, **HB 2314** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2314 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, 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, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Excused: Glover.--1.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2314 was referred for engrossment.

GENERAL ORDER

HB 2674 by Tyler of the House and Stipe of the Senate was read and considered.

Representative Tyler moved to amend **HB 2674** by striking the title, which amendment was declared adopted.

Representative Tyler moved that **HB 2674** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Tyler, **HB 2674** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2674 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, 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,

Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Excused: Glover.--1.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2674 was referred for engrossment.

GENERAL ORDER

HB 2758 by Tyler of the House and Stipe of the Senate was read and considered.

Representative Tyler moved to amend **HB 2758**, Page 4, Section 1, Line 22 by adding after the word "construction" the language "and agreed to and renewed on an annual basis", which amendment was declared adopted.

Representative Tyler moved that **HB 2758** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Tyler, **HB 2758** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2758 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, 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, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Excused: Glover.--1.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2758 was referred for engrossment.

MOTION

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

Speaker Adair Presiding

GENERAL ORDER

HB 2041 by Pope (Clay) of the House and Monson of the Senate was read and considered.

Representative Pope (Clay) moved to amend **HB 2041** 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 Pope (Clay) moved to amend the floor substitute by striking the title, which amendment was declared adopted.

Representative Balkman moved to amend the floor substitute by inserting new Sections 8 and 9 to read as follows and renumbering subsequent sections, which amendment was declared adopted:

“SECTION 8. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 216.2 of Title 68, unless there is created a duplication in numbering, reads as follows:

A. For the purpose of encouraging the voluntary disclosure and payment of taxes owed to this state, the Tax Commission may establish a tax amnesty program during which penalties imposed pursuant to the provisions of Title 68 of the Oklahoma Statutes, the Oklahoma Alcoholic Beverage Control Act and the Oklahoma Vehicle License and Registration Act shall be waived if any taxpayer voluntarily files delinquent returns and pays the taxes and the remaining interest due during the amnesty period. The tax amnesty period shall be from July 1, 2002, through December 31, 2002. The waiver of penalties shall apply to:

1. The underreporting of tax liabilities;
2. The nonpayment of taxes which are delinquent prior to July 1, 2002; and
3. The nonreporting of taxes.

B. The terms and other conditions of the tax amnesty program shall be determined by the Tax Commission through the promulgation of rules.

C. The Tax Commission may expend necessary available funds to publicly advertise the tax amnesty program. The advertisements shall correctly state the purposes and conditions of the program.

D. The Tax Commission shall be exempt from the provisions of Section 85.7 of Title 74 of the Oklahoma Statutes for the purpose of implementing this section.

SECTION 9. AMENDATORY 68 O.S. 2001, Section 217, is amended to read as follows:

Section 217. A. If any amount of tax imposed or levied by any state tax law, or any part of such amount, is not paid before such tax becomes delinquent, there shall be collected on the total delinquent tax interest at the rate of ~~one and one-quarter percent (1 1/4%)~~ three-fourths of one percent (3/4 of 1%) per month from the date of the delinquency until paid.

B. Interest upon any amount of state tax determined as a deficiency, under the provisions of Section 221 of this title, shall be assessed at the same time as the deficiency and shall be paid upon notice and demand of the Tax Commission at the rate of ~~one and one-quarter percent (1 1/4%)~~ three-fourths of one percent (3/4 of 1%) per month from the date prescribed in the state tax law levying such tax for the payment thereof to the date the deficiency is assessed.

C. If any tax due under state sales, use, tourism, mixed beverage gross receipts, or motor fuel tax laws, or any part thereof, is not paid within fifteen (15) days after such tax becomes delinquent a penalty of ten percent (10%) on the total amount of tax due and delinquent shall be added thereto, collected and paid. However, the Tax Commission shall not collect the penalty assessed if the taxpayer remits the tax within thirty (30) days of the mailing of a proposed assessment or voluntarily pays the tax upon the filing of an amended return.

D. If any tax due under any state tax law other than those specified in subsection C of this section, or any part thereof, is not paid within thirty (30) days after such tax becomes delinquent a penalty of ten percent (10%) on the total amount of tax due and delinquent shall be added thereto, collected and paid. However, the Tax Commission shall not collect the penalty assessed if the taxpayer remits the tax within thirty (30) days of the mailing of a proposed assessment or voluntarily pays the tax upon the filing of an amended return.

E. If any part of any deficiency, arbitrary or jeopardy assessment made by the Tax Commission, is based upon or occasioned by the taxpayer's negligence or by the failure or refusal of any taxpayer to file with the Tax Commission any report or return, as required by this title, or by any state tax law, within ten (10) days after a written demand for such report or return has been served upon any taxpayer by the Tax Commission by letter, the Commission may assess and collect, as a penalty, twenty-five percent (25%) of the amount of the assessment. For purposes of this subsection, "negligence" shall mean the consistent understatement of income, consistent understatement of receipts or a system of recordkeeping by the taxpayer that consistently results in an inaccurate reporting of tax liability.

F. If any part of any deficiency is due to fraud with intent to evade tax, then fifty percent (50%) of the total amount of the deficiency, in addition to such deficiency, including interest as herein provided, shall be added, collected and paid.

G. All penalties or interest imposed by this title, or any state tax law, shall be recoverable by the Tax Commission as a part of the tax with respect to which they are imposed, the penalties bearing interest as provided in this section for the tax, and all

penalties and interest shall be apportioned as provided for the apportionment of the tax on which such penalties or interest are collected.

H. Whenever an income tax refund is not paid to the taxpayer within ninety (90) days after the return is filed or due, whichever is later, with all documents as required by the Commission, entitling the taxpayer to a refund, then the Tax Commission shall pay interest on the refund, at the same rate specified for interest on delinquent tax payments. The payment of interest on refunds provided for by this section shall apply to tax year 1987 and subsequent tax years. The Tax Commission shall not be required to pay interest on an income tax refund which is applied, in whole or in part, to a prior year tax liability pursuant to Section 2385.17 of this title or upon an income tax refund applied, in whole or in part, to satisfy a debt owed to the Internal Revenue Service of the United States or to a state agency, including the Oklahoma Tax Commission, as provided by Section 205.2 of this title.”

Representative Pope (Clay) moved that **HB 2041** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Pope (Clay), **HB 2041** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2041 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, 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, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--98.

Excused: Glover, Hiatt.--2.

Vacancy: Dist. 71.--1.

The measure passed.

HB 2041 was referred for engrossment.

GENERAL ORDER

HB 2082 by Kirby of the House and Maddox of the Senate was read and considered.

Coauthored by Representative(s) Miller (Doug), Nations, Pope (Tim), Roach, Sullivan

Representative Kirby moved to amend **HB 2082** by striking the title, which amendment was declared adopted.

Representative Kirby moved that **HB 2082** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Kirby, **HB 2082** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2082 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, 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, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--98.

Excused: Glover, Hiatt.--2.

Vacancy: Dist. 71.--1.

The measure passed.

HB 2082 was referred for engrossment.

GENERAL ORDER

HB 2847 by Hastings of the House and Leftwich of the Senate was read and considered.

Representative Hastings moved to amend **HB 2847** by striking the title, which amendment was declared adopted.

Representative Hastings moved that **HB 2847** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Hastings, **HB 2847** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2847 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, 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, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--98.

Excused: Glover, Hiatt.--2.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2847 was referred for engrossment.

GENERAL ORDER

HB 2697 by Lindley of the House and Cain of the Senate was read and considered.

Coauthored by Representative(s) Gilbert, Paulk, Toure

Representative Lindley moved to amend **HB 2697** 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 Lindley moved to amend the floor substitute by striking the title, which amendment was declared adopted.

Representative Lindley moved that **HB 2697** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Lindley, **HB 2697** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2697 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Askins, Balkman, Blackburn, Braddock, Calvey, Cox, Davis, Gilbert, Gray, Hastings, Lindley, Liotta, Paulk, Ross, Taylor, Toure, Young.--17.

Nay: Adkins, Begley, Benge, Benson, Bonny, Cargill, Case, Claunch, Coleman, Corn, Covey, Dank, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Graves, Greenwood, Hefner, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sullivan, Sweeden, Tibbs, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--81.

Excused: Glover, Hiatt.--2.

Vacancy: Dist. 71.--1.

The measure failed.

Representative Lindley served notice to reconsider the vote whereby **HB 2697** failed.

GENERAL ORDER

HB 2338 by Hastings of the House and Smith of the Senate was read and considered.

Representative Hastings moved to amend **HB 2338** 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 Hastings moved to amend the floor substitute by striking the title, which amendment was declared adopted.

Representative Hastings moved that **HB 2338** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Hastings, **HB 2338** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2338 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Askins, Begley, Benge, Benson, Bonny, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Covey, Cox, Dank, Deutschendorf, DeWitt, Dunegan, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Gray, Greenwood, Hastings, Hefner, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, 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, Stanley, Steele, Stites, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Walker, Webb, Wells, Wilson, Wilt, Winchester, Wright, Young, Mr. Speaker.--86.

Nay: Balkman, Blackburn, Corn, Davis, Easley, Graves, Maddux, Miller (Ray), Roach, Sullivan, Vaughn, Worthen.--12.

Excused: Glover, Hiatt.--2.

Vacancy: Dist. 71.--1.

The measure passed.

HB 2338 was referred for engrossment.

GENERAL ORDER

HB 2840 by Hastings of the House and Smith of the Senate was read and considered.

Representative Hastings moved to amend **HB 2840** by striking the title, which amendment was declared adopted.

Representative Hastings moved that **HB 2840** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Hastings, **HB 2840** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2840 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, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, 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.--94.

Nay: Maddux, Sullivan, Vaughn.--3.

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

Vacancy: Dist. 71.--1.

The measure passed.

HB 2840 was referred for engrossment.

GENERAL ORDER

HB 2164 by Bonny of the House and Capps of the Senate was read and considered.

Coauthored by Representative(s) Pope (Clay)

Representative Bonny moved to amend **HB 2164** 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 Bonny moved that **HB 2164** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Bonny, **HB 2164** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2164 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, 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, 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, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--98.

Excused: Glover, Hiatt.--2.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2164 was referred for engrossment.

GENERAL ORDER

HB 2307 by Webb of the House and Mickle of the Senate was read and considered.

Coauthored by Representative(s) Nance

Representative Webb moved that **HB 2307** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Webb, **HB 2307** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2307 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, Benson, Blackburn, Bonny, Braddock, 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), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Vaughn, Webb, Wells, Wilson, Wilt, Worthen, Wright, Young, Mr. Speaker.--88.

Nay: Begley, Calvey, Davis, Graves, Miller (Ray), Roach, Roan, Tyler, Walker, Winchester.--10.

Excused: Glover, Hiatt.--2.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2307 was referred for engrossment.

GENERAL ORDER

HB 2316 by Miller (Ray) of the House and Shurden of the Senate was read and considered.

Coauthored by Representative(s) Nance

Representative Miller (Ray) moved to amend **HB 2316** 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 Miller (Ray) moved that **HB 2316** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Miller (Ray), **HB 2316** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2316 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, 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, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--98.

Excused: Glover, Hiett.--2.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2316 was referred for engrossment.

GENERAL ORDER

HB 1012 by Gray of the House and Morgan of the Senate was read and considered.

Representative Gray moved to amend **HB 1012** by striking the title, which amendment was declared adopted.

Representative Gray moved to amend **HB 1012**, Page 3, Section 2, Line 22 through Page 4, Line 2 by restoring the stricken language as follows: "The 'Code' and supplements shall contain such notes, cross references and explanatory materials as required by the Secretary." and Page 11, Section 4, Line 20 by striking the word "of", which amendment was declared adopted.

Representative Gray moved that **HB 1012** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Gray, **HB 1012** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 1012 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, 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, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--98.

Excused: Glover, Hiatt.--2.

Vacancy: Dist. 71.--1.

The measure passed.

HB 1012 was referred for engrossment.

GENERAL ORDER

HB 2369 by Gray of the House and Shurden of the Senate was read and considered.

Representative Gray moved to amend **HB 2369** by striking the title, which amendment was declared adopted.

Representative Gray moved that **HB 2369** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Gray, **HB 2369** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2369 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, 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, 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, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--98.

Excused: Glover, Hiatt.--2.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2369 was referred for engrossment.

GENERAL ORDER

HB 2874 by Gray of the House and Leftwich of the Senate was read and considered.

Representative Gray moved to amend **HB 2874**, Page 22, Section 22, Line 16 by deleting the period "." after the word "orders" and replacing it with a comma "," and the language "as they relate to state agencies.", which amendment was declared adopted.

Representative Gray moved that **HB 2874** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Gray, **HB 2874** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2874 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, 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, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--98.

Excused: Glover, Hiatt.--2.

Vacancy: Dist. 71.--1.

The measure passed.

HB 2874 was referred for engrossment.

GENERAL ORDER

HB 2768 by Dunegan of the House and Wilkerson of the Senate was read and considered.

Representative Dunegan moved that **HB 2768** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Dunegan, **HB 2768** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2768 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, 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, 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, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--98.

Excused: Glover, Hiatt.--2.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2768 was referred for engrossment.

GENERAL ORDER

HB 2850 by Case of the House and Monson of the Senate was read and considered.

Representative Case moved that **HB 2850** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Case, **HB 2850** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2850 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, 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, Stanley, Steele, Stites, Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--98.

Excused: Glover, Hiatt.--2.

Vacancy: Dist. 71.--1.

The measure passed.

HB 2850 was referred for engrossment.

GENERAL ORDER

HB 2378 by Roan of the House and Rabon of the Senate was read and considered.

Representative Roan moved to amend **HB 2378** 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 Roan moved to amend the floor substitute by striking the title, which amendment was declared adopted.

Representative Paulk moved to amend the floor substitute, Page 1, Section 1, by reversing the priority of subparagraphs 1 and 2 which read as follows:

- "1. First priority shall be renewal of private prison contracts;
2. Second priority shall be any county in this state with beds currently available, if the facility meets all the standards that are required by the Department of Corrections for the current year; and."

Representative Roan moved to table the Paulk amendment, which tabling motion prevailed upon roll call as follows:

Aye: Adkins, Balkman, Bengé, Calvey, Case, Corn, Davis, Deutschendorf, DeWitt, Eddins, Ericson, Friskup, Gilbert, Graves, Gray, Hastings, Ingmire, Jones, Kirby, Lindley, Liotta, McCarter, Miller (Doug), Miller (Ray), Nations, Newport, O'Neal, Peters, Peterson, Pettigrew, Piatt, Pope (Clay), Pope (Tim), Roan, Roggow, Smaligo, Smith (Hopper), Staggs, Steele, Sullivan, Sweeden, Turner, Tyler, Walker, Wells, Worthen, Young.--47.

Nay: Askins, Begley, Benson, Bonny, Braddock, Cargill, Claunch, Coleman, Covey, Cox, Dank, Dunegan, Easley, Ervin, Erwin, Ferguson, Fields, Greenwood, Hefner, Hilliard, Hutchison, Langmacher, Leist, Maddux, Matlock, Mitchell, Morgan, Nance, Paulk, Plunk, Rice, Roberts, Smith (Dale), Stanley, Stites, Taylor, Tibbs, Toure, Vaughn, Webb, Wilson, Wilt, Winchester, Wright, Mr. Speaker.--45.

Excused: Blackburn, Glover, Hiatt, Mass, Perry, Phillips, Roach, Ross.--8.

Vacancy: Dist. 71.--1.

Representative Roan moved that **HB 2378** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Roan, **HB 2378** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2378 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Askins, Balkman, Begley, Benson, Blackburn, Bonny, Braddock, Case, Corn, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ervin, Erwin, Fields, Graves, Gray, Hefner, Hilliard, Hutchison, Langmacher, Leist, Maddux, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Nations, O'Neal, Paulk, Peterson, Pope (Clay), Rice, Roach, Roan, Roberts, Roggow, Ross, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites, Sweeden, Taylor, Tibbs, Turner, Tyler, Walker, Wilson, Mr. Speaker.--58.

Nay: Benge, Calvey, Cargill, Claunch, Coleman, Dank, Ericson, Ferguson, Greenwood, Hastings, Ingmire, Jones, Kirby, Lindley, Liotta, Morgan, Nance, Newport, Perry, Peters, Pettigrew, Phillips, Piatt, Pope (Tim), Smaligo, Sullivan, Toure, Vaughn, Webb, Wells, Wilt, Winchester, Worthen, Wright, Young.--35.

Excused: Gilbert, Glover, Hiatt, Mass, Plunk, Stanley.--6.

Constitutional Priv: Friskup.--1.

Vacancy: Dist. 71.--1.

The measure passed.

HB 2378 was referred for engrossment.

GENERAL ORDER

HB 2246 by Peters of the House and Coffee of the Senate was read and considered.

Representative Sullivan asked unanimous consent that all Members be added as coauthors, to which objection was heard.

Representative Peters moved to amend **HB 2246**, Page 7, Section 2, Line 21 by deleting the word “and”; Page 8, Section 2, Line 4 by adding after the word “Act” a semicolon “;,” and the word “and” and Page 8, Section 2, Line 4 1/2 by adding the following language:

“9. ‘Mutual protective order’ means any final protective order or orders issued to both a plaintiff who has filed a petition for a protective order and any defendant included as the defendant in a petition without the defendant having filed with the court a petition for a protective order at least three (3) days, not including weekends or holidays, prior to the first scheduled full hearing on the matter of which the defendant had notice no less than forty-eight (48) hours prior to the hearing, and the defendant having alleged facts sufficient to establish domestic violence, stalking, harassment or rape against the plaintiff who first filed and the Court making specific findings that sufficient evidence exists of domestic abuse, stalking, harassment or rape against each party to grant each correctly and timely filed petition individually and that each party acted primarily as an aggressor”,

which amendment was declared adopted.

Representative Peters moved to amend **HB 2246**, Page 20, Section 4, Line 14 1/2 by adding language to read as follows, which amendment was declared adopted:

“L. A court shall not issue any mutual protective orders.”

Representative Peters moved that **HB 2246** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Peters, **HB 2246** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

HB 2246 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, 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.--96.

Excused: Glover, Hiatt, Mass, Stanley.--4.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2246 was referred for engrossment.

GENERAL ORDER

HB 2659 by Sweeden of the House and Wilkerson of the Senate was read and considered.

Representative Sweeden moved that **HB 2659** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Sweeden, **HB 2659** was considered engrossed and placed on Third Reading and Final Passage.

Speaker Pro Tempore Matlock Presiding

THIRD READING

HB 2659 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, 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, 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.--94.

Nay: Roberts, Wright.--2.

Excused: Glover, Hiatt, Mass, Stanley.--4.

Vacancy: Dist. 71.--1.

The measure and emergency passed.

HB 2659 was referred for engrossment.

ENGROSSED AND ENROLLED MEASURES

HCR 1053 was reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

MESSAGES FROM THE SENATE

Announcing the passage of **HCR 1053**, Coauthored by all members of the Senate.

The above-numbered measure was referred for enrollment.

Transmitting engrossed measures

Announcing the passage of the following engrossed measures.

The measures were introduced and read for the first time.

SB 964 – By Williams, Fisher, Williamson, Cain and Crutchfield of the Senate and Nations, Roach and Easley of the House.

[revenue and taxation - modify income level for homestead exemption - effective date]

SB 987 – By Shurden of the Senate and Erwin of the House.

[crimes and punishments - rape in the first degree – emergency]

SB 995 – By Robinson and Morgan of the Senate and Ericson of the House.

An Act relating to higher education; amending 70 O.S. 2001, Section 3201, which relates to institutions comprising The Oklahoma State System of Higher Education; modifying name of certain institution; amending 70 O.S. 2001, Sections 3405 and 3405.1, which relate to Connors State College of Agriculture and Applied Science; changing name to Connors State College; amending 70 O.S. 2001, Section 3412, which relates to the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges; modifying name of certain institution; providing an effective date; and declaring an emergency.

SB 1222 – By Haney of the Senate and Mass of the House.

[state government – State Chief Executive Officer Salary Act – emergency]

SB 1239 – By Maddox of the Senate and Paulk of the House.

[state government – telephone answered by person – state agencies – codification – effective date]

SB 1256 – By Williams and Monson of the Senate and Peters of the House.

[revenue and taxation – modifying income tax credits relating to child care - effective date]

SB 1258 – By Taylor of the Senate and Adair of the House.

[motor vehicles – driving under the influence – merging provisions – emergency]

SB 1293 – By Haney of the Senate and Mass of the House.

[public finance - Oklahoma Capitol Improvement Authority - validation of bond issue – emergency]

SB 1295 – By Taylor of the Senate and Jones of the House.

An Act relating to historical societies; amending 53 O.S. 2001, Section 201B, which relates to the powers of the J.M. Davis Memorial Commission Revolving Fund; authorizing the J.M. Davis Memorial Commission to maintain certain receptacles; stating purpose; requiring certain funds to be deposited into the J.M. Davis Memorial Commission Revolving Fund; and declaring an emergency.

SB 1328 – By Cain of the Senate and Greenwood of the House.

[schools - Oklahoma Educational Interpreter for the Deaf Act – codification - effective date – emergency]

SB 1368 – By Taylor of the Senate and Askins of the House.

[district attorneys - clarifying language - effective date – emergency]

SB 1420 – By Maddox of the Senate and Kirby and Braddock of the House.

An Act relating to the Oklahoma Sex Offenders Registration Act; amending 57 O.S. 2001, Section 583, which relates to registration of convicted sex offenders with local law enforcement; modifying certain definition to include security and police of institutions of higher learning; expanding duties of the Department of Corrections to inform sex offenders of certain requirements; amending 57 O.S. 2001, Section 584, which relates to notification, disclosure of registry and duty to register; including requirement to collect information about enrollment and employment at schools; expanding certain definition to include security or police departments of institutions of higher learning; modifying language; and declaring an emergency.

SB 1430 – By Morgan of the Senate and Wells of the House.

[public health and safety - Nine-One-One Wireless Emergency Number Act - effective date]

SB 1437 – By Kerr of the Senate and Bonny of the House.

[public finance - creating Oklahoma False Claims Act – codification - effective date]

SB 1471 – By Wilcoxson and Martin of the Senate and Coleman of the House.

[schools - unprofessional conduct – one minute of silence - effective date –emergency]

SB 1484 – By Shurden of the Senate and Erwin of the House.

An Act relating to state employees; amending 74 O.S. 2001, Section 1328, which relates to the State and Education Employees Group Insurance Act; amending references regarding certain duties in paying clean claims; providing an effective date; and declaring an emergency.

SB 1553 – By Robinson of the Senate and Vaughn of the House.
[smoking in public areas – effective date]

SB 1629 – By Morgan of the Senate and Ingmire of the House.
[poor persons - Oklahoma Medicaid Healthcare Options Act - expanding requirements
- effective date – emergency]

SB 1642 – By Helton of the Senate and McCarter and Nance of the House.
An Act relating to common carriers; amending 13 O.S. 2001, Sections 177.1 and 177.4,
which relate to definitions and court orders for pen registers and trace devices; clarifying
certain definition; stating conditions of court’s jurisdiction for certain orders; and declaring
an emergency.

SB 1677 – By Pruitt of the Senate and Winchester of the House.
[Oklahoma Health Care Authority – waiver – publication - codification – effective
date]

Representative Hilliard moved that when the clerk's desk is clear, the House stand
adjourned to reconvene at 8:45 a.m., Thursday, March 21, 2002, which was the order.

Pursuant to the motion of Representative Hilliard, the House was adjourned at 4:30
p.m., to reconvene Thursday, March 21, 2002, at 8:45 a.m.