

## **Forty-fifth Legislative Day**

**Tuesday, April 23, 2002**

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

The roll was called with 101 Members present.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Reverend E. Elizabeth Brown, First United Methodist Church, Hennessey.

The Journal for the last legislative day was approved.

### **MESSAGES FROM THE SENATE**

Announcing the passage of **HBs 1980** and **2908**.

The above-numbered measures were referred for enrollment.

### **Concurrence in HAs**

Announcing the concurrence of Senate in **HAs** to **SBs 1276** and **1326** and the passage of said measures, as amended thereby.

### **Conference requested**

Advising rejection of **HAs** to Engrossed **SBs 701, 823, 826, 834, 872, 932, 947, 971, 1233, 1234, 1244, 1256, 1258, 1271, 1281, 1286, 1287, 1293, 1302, 1358, 1364, 1368, 1369, 1376, 1385, 1428, 1432, 1468, 1471, 1512, 1530, 1554, 1638, 1674** and **1679** and requesting conference thereon. Senate conferees to be named later.

Advising rejection of **HAs to SBs 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1019, 1021, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1089, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128, 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, 1142, 1143, 1144, 1145, 1146, 1147, 1148, 1149, 1150, 1151, 1152, 1153, 1154, 1155, 1156, 1157, 1158, 1159, 1160, 1161, 1162, 1163, 1164, 1165, 1166, 1167, 1168, 1169, 1170, 1171, 1172, 1173, 1174, 1175, 1176, 1177, 1178, 1179, 1180, 1181, 1182, 1183, 1184, 1185, 1186, 1187, 1188, 1189, 1190, 1191, 1192, 1193, 1194, 1195, 1196, 1197, 1198, 1199, 1200, 1201, 1202, 1203, 1204, 1205, 1206, 1207, 1208, 1209, 1210, 1211, 1212, 1213, 1214, 1215, 1216, 1217, 1218, 1219 and 1220** and requesting conference thereon. The Senate named GCCA as conferees.

#### **ENGROSSED AND ENROLLED MEASURES**

**HCR 1056** was reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

**HAs to SBs 815, 873, 930, 1232, 1240, 1247, 1273, 1299, 1329, 1382, 1406, 1408, 1415, 1516, 1571, 1632 and 1671** were reported correctly engrossed, properly signed, in open session, and the measures, as amended, were ordered returned to the Honorable Senate.

**HBs 1980 and 2908** were 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 **HBs 1980 and 2908** have been read at length for the fourth time and signed by the Presiding Officer of Senate, in open session.

The above measures were ordered transmitted to the Honorable Governor.

#### **Transmitting enrolled measures**

Advising the signing of and transmitting for signature Enrolled **SCR 68**.

The above-numbered enrolled measure was properly signed and ordered returned to the Honorable Senate.

Advising fourth reading of and transmitting for signature Enrolled **SBs 900, 992, 1276, 1326, 1420, 1447, 1542, 1584 and 1593.**

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

### **Returning engrossed measures, as amended**

Announcing the passage of and returning engrossed measures as amended: **HBs 1978, 2067, 2083, 2086, 2091, 2302, 2316**, Coauthored by Senator Kerr, **2357**, Coauthored by Senators Capps, Crutchfield, Fisher, Nichols, **2368, 2380**, Coauthored by Senator Rabon, **2383, 2659, 2680**, Coauthored by Representative Nations, **2715**, Coauthored by Senator Crutchfield, **2744, 2764, 2765** (emergency failed), **2768, 2777, 2836 and 2874.**

Senate amendments were read on the above numbered measures.

### **PENDING CONSIDERATION OF SAs**

**SAs to HB 2886** were called up for consideration.

Coauthored by Representative(s) Hilliard

Upon motion of Representative Ferguson, the House concurred in the **SAs to HB 2886.**

**HB 2886**, as amended by the Honorable Senate, was read at length for the fourth time and the roll was called on the measure 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, Glover, Graves, Gray, Greenwood, 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, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--97.

Excused: Hastings, Ross, Stanley, Young.--4.

The measure passed.

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

**GENERAL ORDER**

**SB 1383** by Morgan of the Senate and Roberts of the House was read and considered.

Representative Roberts moved to amend **SB 1383** by striking the enacting clause, which amendment was declared adopted.

Representative Roberts moved that **SB 1383** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Roberts, **SB 1383** was considered engrossed and placed on Third Reading and Final Passage.

**THIRD READING**

**SB 1383** 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, Glover, Graves, Gray, Greenwood, 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, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--97.

Excused: Hastings, Ross, Stanley, Young.--4.

The measure and emergency passed.

**SB 1383** was referred for engrossment.

**GENERAL ORDER**

**SB 1456** by Williams of the Senate and Roberts of the House was read and considered.

Representative Roberts moved to amend **SB 1456**, Page 13, Section 1, Line 11 by inserting after the word "accumulated" and before the word "employee" the words "employer and"; by inserting after the word "contributions" and before the word "of" the words "made on behalf of or by"; and by striking the word "of", which amendment was declared adopted.

Representative Roberts moved that **SB 1456** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Roberts, **SB 1456** was considered engrossed and placed on Third Reading and Final Passage.

### **THIRD READING**

**SB 1456** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

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

Nay: O'Neal, Pettigrew.--2.

Excused: Blackburn, Hastings, Ross, Stanley, Young.--5.

The measure and emergency passed.

**SB 1456** was referred for engrossment.

### **GENERAL ORDER**

**SB 650** by Henry of the Senate and Askins of the House was read and considered.

Representative Askins moved that **SB 650** be advanced from General Order, which motion was declared adopted.

Upon request of Representative Askins, **SB 650** was placed on Third Reading and Final Passage.

### **THIRD READING**

**SB 650** 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, Glover, Graves, Gray, Greenwood, 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, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--96.

Nay: Stites (Chad).--1.

Excused: Hastings, Ross, Stanley, Young.--4.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 650** and ordered same returned to the Honorable Senate.

## **GENERAL ORDER**

**SB 1669** by Pruitt of the Senate and Liotta et al of the House was read and considered.

Representative Liotta moved to amend **SB 1669** by striking the title and enacting clause, which amendment was declared adopted.

Representative Liotta moved that **SB 1669** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Liotta, **SB 1669** was considered engrossed and placed on Third Reading and Final Passage.

## **THIRD READING**

**SB 1669** 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, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, Graves, Gray, Greenwood, 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, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites (Chad),

Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--96.

Excused: Begley, Hastings, Ross, Stanley, Young.--5.

The measure passed.

**SB 1669** was referred for engrossment.

## GENERAL ORDER

**SB 1413** by Monson of the Senate and Pope (Clay) of the House was read and considered.

Representative Pope (Clay) moved to amend **SB 1413** by striking the enacting clause, which amendment was declared adopted.

Representative Pope (Clay) moved that **SB 1413** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Pope (Clay), **SB 1413** was considered engrossed and placed on Third Reading and Final Passage.

## THIRD READING

**SB 1413** 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, Glover, Graves, Gray, Greenwood, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--98.

Excused: Hastings, Stanley, Young.--3.

The measure and emergency passed.

**SB 1413** was referred for engrossment.

**GENERAL ORDER**

**SB 1265** by Herbert of the Senate and Corn of the House was read and considered.

Representative Corn moved to amend **SB 1265** 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 Corn moved that **SB 1265** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Corn, **SB 1265** was considered engrossed and placed on Third Reading and Final Passage.

**THIRD READING**

**SB 1265** 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, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--98.

Excused: Bonny, Dunegan, Young.--3.

The measure passed.

**SB 1265** was referred for engrossment.

**GENERAL ORDER**

**SB 1461** by Wilkerson of the Senate and Corn of the House was read and considered.

Representative Corn moved to amend **SB 1461** by striking the enacting clause, which amendment was declared adopted.

Representative Graves moved to amend **SB 1461**, Page 1, Section 1, Line 4 by changing the word "an" before the word "employee" to the word "a" and by inserting the word "government", which amendment was declared adopted.

Representative Corn moved that **SB 1461** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Corn, **SB 1461** was considered engrossed and placed on Third Reading and Final Passage.

### **THIRD READING**

**SB 1461** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Balkman, Benge, Benson, Blackburn, Braddock, Calvey, Cargill, Claunch, Corn, Covey, Cox, Davis, Deuschendorf, DeWitt, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Friskup, Gilbert, Glover, Gray, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Langmacher, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Peters, Pettigrew, Piatt, Plunk, Rice, Roan, Roberts, Roggow, Smaligo, Smith (Dale), Staggs, Stanley, Steele, Stites (J.T.), Sweeden, Toure, Turner, Vaughn, Walker, Webb, Wells, Wilson, Winchester, Mr. Speaker.--72.

Nay: Case, Coleman, Dank, Fields, Graves, Greenwood, Kirby, Leist, Perry, Peterson, Phillips, Pope (Clay), Pope (Tim), Roach, Smith (Hopper), Stites (Chad), Sullivan, Taylor, Tibbs, Tyler, Wilt, Worthen, Wright.--23.

Excused: Askins, Begley, Bonny, Dunegan, Ross, Young.--6.

The measure passed.

**SB 1461** was referred for engrossment.

### **GENERAL ORDER**

**SB 1295** by Taylor of the Senate and Jones of the House was read and considered.

Representative Jones moved that **SB 1295** be advanced from General Order, which motion was declared adopted.

Upon request of Representative Jones, **SB 1295** was placed on Third Reading and Final Passage.

**THIRD READING**

**SB 1295** 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, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Wright, Mr. Speaker.--98.

Nay: Worthen.--1.

Excused: Bonny, Young.--2.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 1295** and ordered same returned to the Honorable Senate.

**GENERAL ORDER**

**SB 1451** by Hobson of the Senate and Miller (Doug) of the House was read and considered.

Coauthored by Representative(s) Nance, Balkman, Smith (Hopper), Greenwood, Coleman, Askins

Representative Wright moved to amend **SB 1451**, Page 3, Section 1, by deleting paragraph E which read as follows, which amendment was declared adopted:

“E. The amount of the credit allowed but not used shall be freely transferable at any time during the ten (10) years following the year of qualification. Any person to whom or to which a tax credit is transferred shall have only such rights to claim and use the credit under the terms that would have applied to the entity by whom or by which the tax credit was transferred. The provisions of this subsection shall not limit the ability of a tax credit transferee to reduce the tax liability of the transferee regardless of the actual tax liability of the tax credit transferor for the relevant taxable period. The transferor originally allowed the credit and the subsequent transferee shall jointly file a copy of the written credit transfer agreement with the Tax Commission within thirty (30) days of the transfer. The written agreement shall contain the name, address and taxpayer identification number of the parties to the transfer, the amount of the credit being transferred, the year the credit was originally

allowed to the transferor and the tax year or years for which the credit may be claimed. The Tax Commission may promulgate rules to permit verification of the validity and timeliness of a tax credit claimed upon a tax return pursuant to this subsection but shall not promulgate any rules that unduly restrict or hinder the transfers of such tax credit.”

Representative Miller (Doug) moved that **SB 1451** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Miller (Doug), **SB 1451** was considered engrossed and placed on Third Reading and Final Passage.

### **THIRD READING**

**SB 1451** 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, Friskup, Gilbert, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--99.

Excused: Fields, Young.--2.

The measure passed.

**SB 1451** was referred for engrossment.

### **GENERAL ORDER**

**SB 934** by Herbert of the Senate and Glover et al of the House was read and considered.

Remove Representative Glover as principal House author and substitute with Representative Begley

Coauthored by Representative(s) Glover

Representative Begley moved that **SB 934** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Begley, **SB 934** was considered engrossed and placed on Third Reading and Final Passage.

### **THIRD READING**

**SB 934** 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, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--100.

Excused: Young.--1.

The measure and emergency passed.

**SB 934** was referred for engrossment.

### **Representative Roach Presiding**

#### **GENERAL ORDER**

**SB 1438** by Leftwich et al of the Senate and Paulk of the House was read and considered.

Representative Greenwood moved to amend **SB 1438**, Page 1, Section 1, Line 10, by changing the word "may" to the word "shall", which amendment was declared adopted.

Representative Ferguson moved to amend **SB 1438** by adding a new Section 4 to read as follows and renumbering subsequent Sections, which amendment was declared adopted:

"SECTION 4. If a congressional redistricting plan has not been enacted by the sine die deadline, May 31, 2002, the State of Oklahoma shall contain five at-large Congressional Districts. The five Congressional Districts shall consist of every Tract, Block Group,

Block, Place and Voting Tabulation District (VTD) as defined in 2000 by the United States Bureau of the Census.”

Representative Paulk moved that **SB 1438** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Paulk, **SB 1438** was considered engrossed and placed on Third Reading and Final Passage.

### **THIRD READING**

**SB 1438** 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, Erwin, Ferguson, Friskup, Gilbert, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--98.

Excused: Ervin, Fields, Young.--3.

The measure and emergency passed.

**SB 1438** was referred for engrossment.

### **GENERAL ORDER**

**SB 1507** by Herbert of the Senate and Paulk of the House was read and considered.

Representative Paulk moved to amend **SB 1507** by striking the enacting clause, which amendment was declared adopted.

Representative Morgan moved to amend **SB 1507**, Page 1, Section 1, Line 11 and Page 2, Section 1, Lines 6-7, by striking the language “, with the advice and consent of the Senate”, which amendment was declared adopted.

Representative Paulk moved that **SB 1507** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Paulk, **SB 1507** was considered engrossed and placed on Third Reading and Final Passage.

### **THIRD READING**

**SB 1507** 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, Erwin, Ferguson, Friskup, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiett, 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, Stanley, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--96.

Excused: Ervin, Fields, Gilbert, Mass, Young.--5.

The measure passed.

**SB 1507** was referred for engrossment.

### **GENERAL ORDER**

**SJR 22** by Henry of the Senate and Toure et al of the House was read and considered.

Representative Toure moved to amend **SJR 22** by striking the title, which amendment was declared adopted.

Representative Toure moved that **SJR 22** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Toure, **SJR 22** was considered engrossed and placed on Third Reading and Final Passage.

### **THIRD READING**

**SJR 22** 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, Friskup, Gilbert, Glover, Gray, Greenwood, Hastings, Hefner, Hiett, 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, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Mr. Speaker.--95.

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

Excused: Fields, Mass, Young.--3.

The measure passed.

**SJR 22** was referred for engrossment.

## GENERAL ORDER

**SB 1355** by Rabon of the Senate and Maddux of the House was read and considered.

Representative Maddux moved to amend **SB 1355** by restoring the title, which amendment was declared adopted.

Representative Maddux moved that **SB 1355** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Maddux, **SB 1355** was considered engrossed and placed on Third Reading and Final Passage.

## THIRD READING

**SB 1355** 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, Friskup, Gilbert, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiett, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wilson, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--98.

Excused: Fields, Wells, Young.--3.

The measure passed.

**SB 1355** was referred for engrossment.

### **Speaker Pro Tempore Matlock Presiding**

#### **GENERAL ORDER**

**SB 948** by Maddox of the Senate and Plunk of the House was read and considered.

Coauthored by Representative(s) Askins, Calvey

Representative Plunk moved that **SB 948** be advanced from General Order, which motion was declared adopted.

Upon request of Representative Plunk, **SB 948** was placed on Third Reading and Final Passage.

#### **THIRD READING**

**SB 948** 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, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--100.

Excused: Young.--1.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 948** and ordered same returned to the Honorable Senate.

## GENERAL ORDER

**SB 1403** by Leftwich of the Senate and Fields of the House was read and considered.

Representative Fields moved to amend **SB 1403** by striking the enacting clause, which amendment was declared adopted.

Representative Fields moved that **SB 1403** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Fields, **SB 1403** was considered engrossed and placed on Third Reading and Final Passage.

## THIRD READING

**SB 1403** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Askins, Begley, Benge, Benson, Blackburn, Bonny, Braddock, Case, Claunch, Corn, Covey, Cox, Deutschendorf, Dunegan, Easley, Eddins, Ervin, Erwin, Ferguson, Fields, Gilbert, Glover, Hastings, Hefner, Hilliard, Hutchison, Ingmire, Kirby, Langmacher, Leist, Lindley, Maddux, Mass, Matlock, McCarter, Miller (Ray), Mitchell, Nations, Newport, Paulk, Plunk, Pope (Clay), Rice, Roach, Roan, Roberts, Ross, Smith (Dale), Staggs, Stanley, Stites (J.T.), Sweeden, Taylor, Toure, Turner, Tyler, Walker, Webb, Wells, Wilson, Mr. Speaker.--61.

Nay: Adkins, Balkman, Calvey, Cargill, Coleman, Dank, Davis, DeWitt, Ericson, Friskup, Graves, Greenwood, Hiatt, Jones, Liotta, Miller (Doug), Morgan, Nance, O'Neal, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Pope (Tim), Roggow, Smaligo, Smith (Hopper), Steele, Stites (Chad), Sullivan, Tibbs, Vaughn, Wilt, Winchester, Worthen, Wright.--38.

Excused: Gray, Young.--2.

The measure passed.

**SB 1403** was referred for engrossment.

## GENERAL ORDER

**SB 1404** by Leftwich of the Senate and Fields of the House was read and considered.

Representative Fields moved to amend **SB 1404** by striking the enacting clause, which amendment was declared adopted.

Representative Phillips moved to amend **SB 1404**, Page 17, Section 3, Lines 8-17 by deleting the colon “:” on Line 8 and the following language:

“(a) such individual has been and will continue to be free from control or direction over the performance of such services, both under the contract of hire and in fact; and

(b) such individual is customarily engaged in an independently established trade, occupation, profession, or business; or

(c) such service is outside the usual course of the business for which such service is performed and that such service is performed outside of all the places of business of the enterprise for which such service is performed.”

and by inserting the language “such person has declared himself or herself an independent contractor.”, which amendment was declared adopted.

Representative Fields moved to amend **SB 1404** by inserting a new Section 6 to read as follows and renumbering subsequent sections, which amendment was declared adopted:

“SECTION 6. AMENDATORY 40 O.S. 2001, Section 2-715, is amended to read as follows:

Section 2-715. ELIGIBILITY FOR EXTENDED BENEFITS. A. An individual shall be eligible to receive extended benefits with respect to any week of unemployment in the eligibility period of the individual only if the Commission finds that with respect to such week:

1. The individual is an "exhaustee" as defined in Section 2-712 of this title; and
2. Except as otherwise provided by this section, the individual has satisfied the requirements of the Employment Security Act of 1980, for the receipt of regular benefits that are applicable to individuals claiming extended benefits, including not being subject to a disqualification under the Employment Security Act of 1980, Section 1-101 et seq. of this title, for the receipt of benefits.

B. An individual shall not be eligible for extended benefits unless, in the base period with respect to which the individual exhausted all rights to regular benefits, the individual shall have been paid wages for insured work of not less than one and one-half (1 1/2) times the amount of wages during that quarter of the base period of the individual in which the wages were the highest.

C. Any payment of extended benefits under the Employment Security Act of 1980 shall not be made to any individual for any week of unemployment in his or her eligibility period during which the individual:

1. Fails to accept any offer of suitable work;
2. Fails to apply for any suitable work to which referred by the state employment service; or
3. Fails to actively engage in seeking suitable work.

~~C.~~ D. Suitable work shall be defined as any work which is within such individual's capabilities, except that if the individual furnishes satisfactory evidence that the individual's prospects for obtaining work in his or her customary occupation within a reasonably short period are good, the determination of whether any work is suitable work with respect to such individual shall be made in accordance with the provisions of Section 2-408 of this title with respect to regular benefit claimants.

1. Any work which is within the capabilities of such individual means that the individual has the physical and mental capacity to do the work and the background and experience which would enable the individual to perform the job.

2. Work for an extended benefit claimant shall not be considered suitable if the gross weekly pay of the job does not exceed the extended weekly benefit amount payable to the individual for a week of total unemployment plus the amount of any Supplemental Unemployment Benefits (SUB), as defined in Section 501(c)(17)(D) of the Internal Revenue Code of 1954, 26 U.S.C., Section 501, payable for such week and equal the higher of the federal minimum wage provided by Section 6(a)(1) of the Fair Labor Standards Act of 1938, 29 U.S.C., Section 206, without regard to any exemption or any applicable state or local minimum wage.

~~D. E.~~ If any individual is ineligible for extended benefits for any week by reason of a failure described in subsection B of this section, such individual shall be ineligible to receive extended benefits for the week in which such failure occurred and until the individual has been employed during at least four (4) different weeks which begin after such failure and has earned wages equal to or in excess of four (4) times his weekly benefit amount.

~~E. F.~~ 1. Extended benefits shall not be denied to any individual for any week by reason of a failure to accept an offer of, or apply for, suitable work if the position was not offered to such individual in writing or was not listed with the state employment service.

2. Extended benefits shall not be denied to any individual for any week by reason of a failure to accept an offer of or apply for suitable work if such failure would not result in a denial of benefits under the provisions of Sections 2-408, 2-409, 2-417 and 2-418 of this title to the extent that such provisions are not inconsistent with the provisions of this section.

3. Extended benefits shall not be denied to any individual for any week by reason of a failure to accept an offer of or apply for suitable work if the work failed to meet any of the requirements of Section 2-409 of this title.

~~F. G.~~ An individual shall be treated as actively engaged in seeking work during any week if such individual has engaged in a systematic and sustained effort to obtain work during such week, and such individual provides tangible evidence to the state employment service that he has engaged in such an effort during such week.

~~G. H.~~ An individual filing an interstate claim shall not be eligible for extended benefits after the first two (2) weeks of extended benefits that are payable if no extended benefit period is in effect for such week in the state where the claim is filed.

~~H. I.~~ The state employment service shall refer any claimant entitled to extended benefits to any suitable work which meets the criteria prescribed in this section.”

Representative Fields moved that **SB 1404** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Fields, **SB 1404** was considered engrossed and placed on Third Reading and Final Passage.

**THIRD READING**

**SB 1404** 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, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--100.

Excused: Case.--1.

The measure and emergency passed.

**SB 1404** was referred for engrossment.

**GENERAL ORDER**

**SB 1377** by Monson of the Senate and Ingmire of the House was read and considered.

Coauthored by Representative(s) Nance

Representative Ingmire moved to amend **SB 1377** by restoring the title, which amendment was declared adopted.

Representative Ingmire moved that **SB 1377** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Ingmire, **SB 1377** was considered engrossed and placed on Third Reading and Final Passage.

**THIRD READING**

**SB 1377** 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, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup,

Gilbert, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--100.

Excused: Case.--1.

The measure and emergency passed.

**SB 1377** was referred for engrossment.

## GENERAL ORDER

**SB 828** by Fisher et al of the Senate and Roggow of the House was read and considered.

Coauthored by Representative(s) Adair, Askins, Balkman, Begley, Bonny, Coleman, Covey, Dank, Greenwood, Lindley, Rice, Roach, Walker, Webb

Representative Roach moved to amend **SB 828**, Page 1, Section 1, Line 5 by inserting after the word "title" and before the period "." the following language, which amendment was declared adopted:

"and: a. oil and gas field development for own account defined or classified in the NAICS Manual under U.S. Industry No. 211111,  
b. oil and gas field exploration for own account defined or classified in the NAICS Manual under U.S. Industry No. 211111,  
c. oil and gas field services defined or classified in the NAICS Manual under U.S. Industry No. 213112,  
d. oil and gas field-type drilling machinery and equipment defined or classified in the NAICS Manual under U.S. Industry No. 333132, and  
e. oil and gas well drilling services defined or classified in the NAICS Manual under U.S. Industry No. 213111."

Representative Roach moved to amend **SB 828**, Page 5, Section 1, Line 7 by adding after the hyphenated word "government" and before the semicolon ";", the following language: "except for those establishments described by subparagraphs c and e of paragraph 1 of Section 3903 of this title", which amendment was declared adopted.

Representative Roggow moved that **SB 828** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Roggow, **SB 828** was considered engrossed and placed on Third Reading and Final Passage.

### THIRD READING

**SB 828** 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, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiett, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--100.

Excused: Case.--1.

The measure and emergency passed.

**SB 828** was referred for engrossment.

### GENERAL ORDER

**SB 1635** by Wilcoxson et al of the Senate and Stanley of the House was read and considered.

Coauthored by Representative(s) Coleman, Greenwood, Webb

Representative Stanley moved that **SB 1635** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Stanley, **SB 1635** was considered engrossed and placed on Third Reading and Final Passage.

### THIRD READING

**SB 1635** 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, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--100.

Excused: Case.--1.

The measure and emergency passed.

**SB 1635** was referred for engrossment.

### **GENERAL ORDER**

**SB 1484** by Shurden of the Senate and Erwin of the House was read and considered.

Representative Erwin moved that **SB 1484** be advanced from General Order, which motion was declared adopted.

Upon request of Representative Erwin, **SB 1484** was placed on Third Reading and Final Passage.

### **THIRD READING**

**SB 1484** 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, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--100.

Excused: Case.--1.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 1484** and ordered same returned to the Honorable Senate.

### **PENDING CONSIDERATION OF CCR**

The **2nd CCR** on **SB 721** as previously considered and laid over on Page 1444 was called up for further consideration.

Coauthored by Representative(s) Glover

Upon motion of Representative Tyler, the **2nd CCR** on **SB 721** was adopted.

**SB 721**, as amended in conference, 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, Bengé, Benson, Blackburn, Bonny, Braddock, Calvey, Cargill, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, Gray, Greenwood, Hastings, Hefner, Hiett, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Plunk, Pope (Clay), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Staggs, Stanley, Steele, Stites (Chad), Stites (J.T.), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Wells, Wilson, Wilt, Winchester, Mr. Speaker.--89.

Nay: Ericson, Graves, O'Neal, Piatt, Pope (Tim), Smith (Hopper), Sullivan, Worthen, Wright, Young.--10.

Excused: Case, Webb.--2.

The measure and emergency passed.

**SB 721**, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

### **GENERAL ORDER**

**SB 1341** by Pruitt of the Senate and Nance of the House was read and considered.

Representative Nance moved to amend **SB 1341** by restoring the title, which amendment was declared adopted.

Representative Nance moved that **SB 1341** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Nance, **SB 1341** was considered engrossed and placed on Third Reading and Final Passage.

### **THIRD READING**

Representative Pope (Clay) asked unanimous consent to amend **SB 1341** by striking the enacting clause, to which objection was heard.

**SB 1341** 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, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, 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 (Chad), Stites (J.T.), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--98.

Excused: Case, Newport, Sullivan.--3.

The measure and emergency passed.

**SB 1341** was referred for engrossment.

### **GENERAL ORDER**

**SB 1517** by Wilkerson et al of the Senate and Askins of the House was read and considered.

Coauthored by Representative(s) Braddock

Representative Askins moved that **SB 1517** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Askins, **SB 1517** was considered engrossed and placed on Third Reading and Final Passage.

**THIRD READING**

**SB 1517** 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, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiett, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--100.

Excused: Case.--1.

The measure and emergency passed.

**SB 1517** was referred for engrossment.

**GENERAL ORDER**

**SB 1583** by Wilkerson et al of the Senate and Askins et al of the House was read and considered.

Representative Askins moved to amend **SB 1583** by striking the enacting clause, which amendment was declared adopted.

Representative Askins moved that **SB 1583** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Askins, **SB 1583** was considered engrossed and placed on Third Reading and Final Passage.

**THIRD READING**

**SB 1583** 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, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiett, Hilliard, Hutchison,

Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--100.

Excused: Case.--1.

The measure and emergency passed.

**SB 1583** was referred for engrossment.

### GENERAL ORDER

**SB 1655** by Pruitt of the Senate and Winchester of the House was read and considered.

Coauthored by Representative(s) Coleman, Dank, Greenwood, Pettigrew

Representative Mitchell moved to amend **SB 1655** by striking the title, which amendment was declared adopted.

Representative Winchester moved that **SB 1655** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Winchester, **SB 1655** was considered engrossed and placed on Third Reading and Final Passage.

### THIRD READING

**SB 1655** 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, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Friskup, Gilbert, Glover, Graves, Gray, Greenwood, Hastings, Hefner, Hiett, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stanley, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Nay: Fields.--1.

Excused: Case.--1.

The measure passed.

**SB 1655** was referred for engrossment.

#### **PENDING CONSIDERATION OF SAs**

**SAs to HB 2656** were rejected upon motion of Representative Staggs. Conferees to be named later.

#### **PENDING CONSIDERATION OF SAs**

**SAs to HBs 1979 and 2155** were rejected upon motion of Representative Leist. Conferees to be named later.

#### **PENDING CONSIDERATION OF SAs**

**SAs to HB 2699** were rejected upon motion of Representative Wells. Conferees to be named later.

#### **PENDING CONSIDERATION OF SAs**

**SAs to HBs 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2532, 2533, 2534, 2535, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2601, 2602 and 2603** were rejected upon motion of Representative Mass. The Speaker named GCCA.

#### **CONFERENCE GRANTED**

Upon motion of Representative Hilliard, the House granted the request of the Honorable Senate for conference on the following measures and the Speaker named GCCA: **SBs 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1019, 1021, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073,**

**1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1089, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128, 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, 1142, 1143, 1144, 1145, 1146, 1147, 1148, 1149, 1150, 1151, 1152, 1153, 1154, 1155, 1156, 1157, 1158, 1159, 1160, 1161, 1162, 1163, 1164, 1165, 1166, 1167, 1168, 1169, 1170, 1171, 1172, 1173, 1174, 1175, 1176, 1177, 1178, 1179, 1180, 1181, 1182, 1183, 1184, 1185, 1186, 1187, 1188, 1189, 1190, 1191, 1192, 1193, 1194, 1195, 1196, 1197, 1198, 1199, 1200, 1201, 1202, 1203, 1204, 1205, 1206, 1207, 1208, 1209, 1210, 1211, 1212, 1213, 1214, 1215, 1216, 1217, 1218, 1219 and 1220.**

#### **MESSAGE FROM THE GOVERNOR**

Advising of his approval of **HB 2216** on April 23, 2002.

#### **MESSAGES FROM THE SENATE**

Announcing the passage of **HBs 2414** and **2758**.

The above-numbered measures were referred for enrollment.

#### **Conference requested**

Advising rejection of **HAs** to **SBs 873, 930, 1240, 1406, 1415, 1516, 1538, 1564** and **1571** and requesting conference thereon. Senate conferees to be named later.

#### **Further conference requested**

Advising rejection of **CCR** to **SB 125** and requesting further conference thereon, the Senate naming same conferees as follows:

**SB 125** - Mickle, Capps, Snyder

#### **MEASURE REREFERRED**

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

**SB 817** – Revenue and Taxation

Representative Hilliard moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 9:00 a.m., Wednesday, April 24, 2002, which was the order.

Pursuant to the motion of Representative Hilliard, the House was adjourned at 11:45 a.m., to reconvene Wednesday, April 24, 2002, at 9:00 a.m.