

Fifty-seventh Legislative Day

Tuesday, May 14, 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 Major Steve Hedren, Divisional Commander, Salvation Army.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HCR 1062 was reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HBs 1457, 2083, 2330 and **2487** were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

CONFEREES ADDED

The Speaker added O'Neal and Erwin as conferees on the following measures: **HBs 2124, 2166, 2309, 2311, 2368, 2383, 2670** and **2753** and **SBs 405, 510, 1223, 1234, 1244, 1367, 1376, 1378, 1383, 1395** and **1456**

The Speaker added the following conferees:

SB 652 – Mass, Wilson, Hiatt

SB 1236 – Staggs, O'Neal

RESOLUTIONS

The following were introduced and read:

HCR 1072 – By Gray of the House and Morgan and Hobson of the Senate.

A Concurrent Resolution memorializing the United States Congress to support research and development funding for sensor and sensor-related technologies at Oklahoma State University; and directing distribution.

HR 1040 – By Erwin.

A Resolution directing the Attorney General to properly investigate and if deemed appropriate, initiate legal action on behalf of the State of Oklahoma against the International Registration Plan; directing the Oklahoma Tax Commission to cooperate with the Attorney General; and directing distribution.

MESSAGES FROM THE SENATE

Advising fourth reading of and transmitting for signature Enrolled **SBs 125** and **1632**.

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

Conference granted

Advising conference granted and the Senate naming GCCA as conferees as follows: **HBs 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2601, 2602** and **2603**.

Further conference requested

Advising rejection of **CCR** to **SB 1458** and requesting further conference thereon, the Senate naming same conferees as follows:

SB 1458 - Smith, Morgan, Henry

Transmitting CCRs

Transmitting the following measures, together with the conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended.

SB 948

SB 983

Conference committee reports were read on the above-numbered measures.

Returning enrolled measures

Announcing that Enrolled **HBs 1457, 2083, 2330** and **2487** 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.

Conferees named

Advising naming of Senate conferees as follows:

SB 696 - Robinson, Cain, Henry, Laughlin, Pruitt
SB 701 - Leftwich, Morgan, Wilcoxson
SB 732 - Cain, Kerr, Monson, Pruitt, Martin
SB 1352 - Easley, Price, Muegge, Johnson, Campbell
SB 1365 - Morgan, Mickle, Coffee
SB 1367 - Easley, Littlefield, Rozell, Dunlap, Campbell
SB 1381 - Morgan, Mickle, Coffee
SB 1382 - Henry, Mickle, Coffee
SB 1430 - Morgan, Crutchfield, Leftwich, Reynolds, Smith
SB 1445 - Leftwich, Wilkerson, Hobson, Nichols, Williamson
SB 1461 - Wilkerson, Helton, Hobson, Nichols, Snyder
SB 1463 - Leftwich, Mickle, Coffee
SB 1464 - Milacek, Wilkerson, Leftwich, Cain, Wilcoxson
SB 1521 - Leftwich, Rozell, Crutchfield, Wilcoxson, Riley
SB 1530 - Wilkerson, Stipe, Rozell, Fair, Campbell

SECOND READING

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

HJR 1065 – Administrative Rule Review

RESOLUTION REFERRED

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

HR 1040 – Rules

RESOLUTION FOR CONSIDERATION

HCR 1058 was called up for consideration.

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

Upon motion of Representative Dunegan, **HCR 1058** was considered and adopted.

HCR 1058 was referred for engrossment.

PENDING CONSIDERATION OF SAs

SAs to HB 2350 were called up for consideration.

Coauthored by Representative(s) Adkins, Balkman, Cargill, Coleman, Dank, Greenwood, Peterson, Roach, Smaligo, Steele, Stites (Chad), Tibbs, Tyler, Walker

Upon motion of Representative Liotta, the House concurred in the **SAs to HB 2350**.

HB 2350, 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, 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, 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: Begley.--1.

The measure passed.

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

PENDING CONSIDERATION OF CCR

The **CCR on HB 1146** was called up for consideration.

Upon motion of Representative Graves, the **CCR on HB 1146** was adopted.

HB 1146, as amended in conference, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Adkins, Askins, Balkman, 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, Young, Mr. Speaker.--100.

Excused: Begley.--1.

The measure passed.

HB 1146, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

RESOLUTION FOR CONSIDERATION

HCR 1060 was called up for consideration.

Authored by Senator Robinson (principal Senate author)

Upon motion of Representative Askins, **HCR 1060** was considered and adopted.

HCR 1060 was referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2625** was called up for consideration.

Upon motion of Representative Eddins, the **CCR** on **HB 2625** was adopted.

HB 2625, 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, Benge, Benson, Blackburn, Bonny, Braddock, Cargill, Case, Claunch, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Glover, Gray, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Staggs, Stanley, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Young, Mr. Speaker.--92.

Nay: Calvey, Coleman, Graves, Greenwood, Liotta, Smith (Hopper), Tibbs, Wright.--
8.

Excused: Begley.--1.

The measure and emergency passed.

HB 2625, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1083** was called up for consideration.

Upon motion of Representative Dunegan, the **CCR** on **SB 1083** was adopted.

SB 1083, 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, 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, Young, Mr. Speaker.--100.

Excused: Begley.--1.

The measure and emergency passed.

SB 1083, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1085** was called up for consideration.

Upon motion of Representative Dunegan, the **CCR** on **SB 1085** was adopted.

SB 1085, 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, 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, Young, Mr. Speaker.--100.

Excused: Begley.--1.

The measure and emergency passed.

SB 1085, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2316** was called up for consideration.

Upon motion of Representative Miller (Ray), the **CCR** on **HB 2316** was adopted.

HB 2316, 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, 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, Young, Mr. Speaker.--100.

Excused: Begley.--1.

The measure and emergency passed.

HB 2316, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 1098** was called up for consideration.

Upon motion of Representative Dunegan, the **CCR** on **SB 1098** was adopted.

SB 1098, 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, 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, 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, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--98.

Nay: Graves.--1.

Excused: Begley, Vaughn.--2.

The measure and emergency passed.

SB 1098, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2032** was called up for consideration.

Upon motion of Representative Rice, the **CCR** on **HB 2032** was adopted.

HB 2032, as amended in conference, was read at length for the fourth time and the roll was called on the measure 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, 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: Begley.--1.

The measure passed.

HB 2032, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

RESOLUTION FOR CONSIDERATION

SCR 74 was called up for consideration.

Upon motion of Representative Nations, **SCR 74** was considered and adopted.

SCR 74 was properly signed, in open session, by the Presiding Officer and ordered returned to the Honorable Senate.

RESOLUTION FOR CONSIDERATION

SCR 75 was called up for consideration.

Upon motion of Representative Nations, **SCR 75** was considered and adopted.

SCR 75 was properly signed, in open session, by the Presiding Officer and ordered returned to the Honorable Senate.

RESOLUTION FOR CONSIDERATION

SCR 76 was called up for consideration.

Upon motion of Representative Nations, **SCR 76** was considered and adopted.

SCR 76 was properly signed, in open session, by the Presiding Officer and ordered returned to the Honorable Senate.

MESSAGES FROM THE SENATE

Advising conference granted and the Senate naming conferees as follows:

HB 2680 – Henry, Snyder, Douglass, Fisher, Price
HB 2715 - Robinson, Morgan, Kerr, Pruitt, Riley
HB 2744 - Rabon, Leftwich, Stipe, Williamson, Fair
HB 2754 - Cain, Monson, Morgan, Wilcoxson, Martin
HB 2765 - Monson, Wilkerson, Hobson, Nichols, Douglass
HB 2772 - Laughlin, Herbert, Leftwich, Hobson, Fair
HB 2790 - Wilkerson, Henry, Morgan, Smith
HB 2889 - Wilkerson, Mickle, Coffee
HB 2922 - Coffee, Wilkerson, Nichols, Henry, Morgan

Returning CCRs

Returning **HBs 2040, 2479** and **2911** together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended.

The above-numbered measures, as amended by the conference committee reports, were referred for enrollment.

Transmitting CCRs

Transmitting the following measures, together with the conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended.

SB 826
SB 1065
SB 1073
SB 1115 (2nd)
SB 1230
SB 1231, Coauthored by Senators Taylor, Capps, Shurden
SB 1304

Conference committee reports were read on the above-numbered measures.

FURTHER CONFERENCE GRANTED

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

SB 1458 – Benson, Askins, Davis, Toure, Vaughn

CONFEREES NAMED

The Speaker named the following conferees:

HB 2889 – Ferguson, McCarter, Ingmire, Nations, Wells, Easley, Webb

CCRs SUBMITTED

The conference committee reports were read on the following measures:

HB 1300 (2nd) , Remove Senator Robinson as principal Senate author and substitute with Senator Price, and Coauthored by Representative(s) Ferguson

HB 1979

HB 2099

HB 2264

HB 2359

HB 2383

HB 2403

HB 2427

HB 2501

HB 2511

HB 2583

HB 2634

HB 2637

HB 2656, Remove Representative Staggs as principal House author and substitute with Representative Piatt

HB 2837

Representative Hilliard moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 1:30 p.m., Wednesday, May 15, 2002, which was the order.

Pursuant to the motion of Representative Hilliard, the House was adjourned at 2:25 p.m., to reconvene Wednesday, May 15, 2002, at 1:30 p.m.