

## Sixtieth Legislative Day

Friday, May 17, 2002

The House was called to order by Speaker Adair.

The roll was called with 100 Members present.

The following Member was excused: Glover.—1.

The Speaker declared a quorum present.

Prayer was offered by Reverend Terry Jones, Frontier Hospice, Bethany.

The Journal for the last legislative day was approved.

### ENGROSSED AND ENROLLED MEASURES

**HBs 1300, 2105, 2280, 2359, 2427, 2441, 2501, 2537, 2557, 2569, 2573, 2625 and 2665** were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

**HCR 1058** was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Honorable Senate.

### MESSAGES FROM THE SENATE

Advising the signing of and transmitting for signature Enrolled **SCRs 55 and 79**.

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

Advising fourth reading of and transmitting for signature Enrolled **SBs 1065, 1073, 1115 and 1560**.

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

### **Returning enrolled measures**

Announcing that Enrolled **HCR 1058** has been signed by the Presiding Officer of Senate, in open session.

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

Announcing that Enrolled **HBs 1300, 2105, 2280, 2359, 2427, 2441, 2501, 2537, 2557, 2569, 2573, 2625 and 2665** 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.

### **Returning CCRs**

Returning **HBs 2099 and 2738** 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.

### **Further conference requested**

Advising rejection of **CCRs to SBs 842 and 968** and requesting further conference thereon, the Senate naming same conferees as follows:

**SB 842** - Herbert, Horner, Price, Smith, Riley

**SB 968** - Helton, Coffee, Rabon, Johnson, Crutchfield

### **Conferees changed**

Advising changing Senate conferees by removing GCCA and naming conferees as follows:

**SB 1390** - Coffee, Monson, Herbert, Dunlap, Muegge, Robinson

**SB 1669** - Pruitt, Morgan, Henry

**HB 1456** - Wilkerson, Taylor, Mickle

### **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 987**

**SB 1256**

**SB 1358**

**SB 1391** - Coauthored by Senator Henry

**SB 1406**

**SB 1430**

**SB 1530**

**SB 1591**

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

### **MESSAGES FROM THE GOVERNOR**

Advising of his approval of **HBs 1457, 2487, 2521** and **2527** on May 17, 2002.

### **MEASURE REASSIGNED**

By unanimous consent, the following was reassigned:

**SB 1683** –Withdrawn from Congressional Redistricting and referred Direct to Calendar.

### **SECOND READING**

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

**SB 1684** – Direct To Calendar

### **FURTHER CONFERENCE GRANTED**

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

**SB 842** – Nance, Maddux, Miller (Ray), Ingmire, Wilson, Deutschendorf, Taylor

**SB 968** – McCarter, Tyler, Taylor, Adkins, Smaligo, Roan, Roggow

**SB 1383** – Roberts, Stites (J.T.), Staggs, Ingmire, Benge, O’Neal, Erwin

**CONFERENCE GRANTED**

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

**SB 1669** – Liotta, Morgan, Hiatt, Askins, Cox, Gray, Rice

**PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 2895** was called up for consideration.

Upon motion of Representative Blackburn, the **CCR** on **HB 2895** was adopted.

**HB 2895**, 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, Benge, Benson, Blackburn, Braddock, Calvey, Cargill, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Easley, Eddins, Erwin, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hiatt, Hilliard, Hutchison, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, 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.), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--87.

Excused: Bonny, Case, Dunegan, Ericson, Ervin, Ferguson, Glover, Hastings, Hefner, Ingmire, Perry, Ross, Stanley, Sullivan.--14.

The measure and emergency passed.

**HB 2895**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

**PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 826** was called up for consideration.

Upon motion of Representative Hiatt, the **CCR** on **SB 826** was adopted.

**SB 826**, 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, Begley, Bengé, Benson, Blackburn, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Easley, Eddins, Ericson, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Steele, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--96.

Excused: Bonny, Dunegan, Ervin, Glover, Stanley.--5.

The measure passed.

**SB 826**, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

#### **RESOLUTION FOR CONSIDERATION**

**HR 1041** was called up for consideration.

Upon motion of Representative Rice, **HR 1041** was considered and adopted.

**HR 1041** was referred for enrollment.

#### **RESOLUTION FOR CONSIDERATION**

**HR 1042** was called up for consideration.

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

Upon motion of Representative Rice, **HR 1042** was considered and adopted.

**HR 1042** was referred for enrollment.

#### **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1290** was called up for consideration.

Upon motion of Representative Turner, the **CCR** on **HB 1290** was adopted.

**HB 1290**, 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, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Easley, Eddins, Ericson, 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 (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--97.

Excused: Bonny, Dunegan, Ervin, Glover.--4.

The measure and emergency passed.

**HB 1290**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

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

### **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 2738** was called up for consideration.

Upon motion of Representative Deutschendorf, the **CCR** on **HB 2738** was adopted.

**HB 2738**, 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, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, 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.--98.

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

The measure and emergency passed.

**HB 2738**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

#### **PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 1231** was called up for consideration.

Coauthored by Representative(s) Braddock, Cox, DeWitt, Ervin, Hefner, Ingmire, McCarter, Miller (Doug), Nance, O'Neal, Pope (Clay), Roan, Roberts, Roggow, Toure, Turner, Tyler, Walker, Wells

Upon motion of Representative Stites (J.T.), the **CCR** on **SB 1231** was adopted.

**SB 1231**, 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, Benge, Benson, Blackburn, Bonny, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Davis, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Graves, Gray, Greenwood, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, Matlock, McCarter, Miller (Doug), Miller (Ray), Mitchell, Morgan, Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope (Clay), Pope (Tim), Rice, Roach, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, 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.

Excused: Glover.--1.

Constitutional Priv: Dank.--1.

The measure and emergency passed.

**SB 1231**, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

#### **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1719** was called up for consideration.

Upon motion of Representative Staggs, the **CCR** on **HB 1719** was adopted.

**HB 1719**, 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, 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, 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 (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.

Excused: Glover, Pope (Clay).--2.

The measure and emergency passed.

**HB 1719**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

#### **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 2309** was called up for consideration.

Coauthored by Representative(s) Mitchell, Hefner, Leist, Cox, Nance

Upon motion of Representative Stites (J.T.), the **CCR** on **HB 2309** was adopted.

**HB 2309**, 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, 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, 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: Glover.--1.

The measure and emergency passed.

**HB 2309**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

## RESOLUTION FOR CONSIDERATION

**SCR 46** was called up for consideration.

Upon motion of Representative McCarter, **SCR 46** was considered and adopted.

**SCR 46** was properly signed, in open session, by the Presiding Officer and ordered returned to the Honorable Senate.

## PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2311** was called up for consideration.

Upon motion of Representative Stites (J.T.), the **CCR** on **HB 2311** was adopted.

**HB 2311**, 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, 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, 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.

Excused: Glover, Lindley.--2.

The measure and emergency passed.

**HB 2311**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

**PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 2166** was called up for consideration.

Upon motion of Representative Easley, the **CCR** on **HB 2166** was adopted.

**HB 2166**, 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, 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, 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: Glover.--1.

The measure and emergency passed.

**HB 2166**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

**PENDING CONSIDERATION OF CCR**

The **CCR** on **HJR 1051** was called up for consideration.

Upon motion of Representative Perry, the **CCR** on **HJR 1051** was adopted.

**HJR 1051**, 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, Begley, Benge, Benson, Blackburn, Bonny, Braddock, Calvey, Cargill, Case, Claunch, Coleman, Corn, Covey, Cox, Dank, Deutschendorf, DeWitt, Dunegan, Easley, Eddins, Ericson, Ervin, Erwin, Ferguson, Fields, Friskup, Gilbert, Gray, Greenwood, Hastings, Hefner, 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.--98.

Nay: Davis, Graves.--2.

Excused: Glover.--1.

The measure passed.

**HJR 1051**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

## **RESOLUTION FOR CONSIDERATION**

**HR 1038** was called up for consideration.

Coauthored by Representative(s) Claunch

Upon motion of Representative Coleman, **HR 1038** was considered and adopted.

**HR 1038** was referred for enrollment.

## **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 2412** was called up for consideration.

Upon motion of Representative Coleman, the **CCR** on **HB 2412** was adopted.

**HB 2412**, 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, 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, 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: Glover.--1.

The measure passed.

**HB 2412**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

#### **PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 1534** was called up for consideration.

Upon motion of Representative Mass, the **CCR** on **SB 1534** was adopted.

**SB 1534**, 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, 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, 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: Glover.--1.

The measure and emergency passed.

**SB 1534**, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

#### **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1995** was called up for consideration.

Coauthored by Representative(s) Benge, Jones

Upon motion of Representative Pope (Clay), the **CCR** on **HB 1995** was adopted.

**HB 1995**, 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, 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 (Chad), Stites (J.T.), Sweeden, Taylor, Tibbs, Toure, Turner, Tyler, Vaughn, Walker, Webb, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Excused: Glover, Sullivan.--2.

The measure and emergency passed.

**HB 1995**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

#### **PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 1429** was called up for consideration.

Representative Askins moved adoption of the **CCR** on **SB 1429**, which motion prevailed upon a division of the question.

**SB 1429**, 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, Begley, Bengé, Benson, Blackburn, Braddock, Calvey, Cargill, Claunch, Coleman, Corn, Dank, Davis, DeWitt, Dunegan, Easley, Eddins, Ervin, Ferguson, Fields, Friskup, Gilbert, Graves, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Langmacher, Lindley, Liotta, Matlock, McCarter, Miller (Doug), Miller (Ray), Morgan, Nance, Nations, Newport, O'Neal, Peters, Pettigrew, Piatt, Plunk, Pope (Tim), Rice, Roan, Roberts, Roggow, Ross, Smaligo, Smith (Dale), Smith (Hopper), Staggs, Stites (Chad), Stites (J.T.), Sullivan, Sweeden, Taylor, Tibbs, Toure, Tyler, Vaughn, Webb, Wells, Wilson, Wilt, Winchester, Young, Mr. Speaker.--72.

Nay: Bonny, Covey, Cox, Deutschendorf, Ericson, Erwin, Gray, Greenwood, Ingmire, Jones, Kirby, Leist, Maddux, Mass, Mitchell, Paulk, Perry, Peterson, Pope (Clay), Stanley, Steele, Turner, Walker, Worthen, Wright.--25.

Excused: Case, Glover, Phillips, Roach.--4.

The measure passed.

**SB 1429**, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

## **MOTION**

Representative Lindley asked that the Journal reflect that had he been present in the Chamber, he would have voted aye on **HB 2311**, which was the order.

## **MESSAGE FROM THE SENATE**

Returning **HB 2345** (emergency failed) together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended.

The above-numbered measure, as amended by the conference committee report, was referred for enrollment.

## **CONFEREES CHANGED**

The Speaker removed Maddux, Wilson, Rice and Nance as conferees on **HB 2810** and named GCCA.

## **RESOLUTIONS**

The following were introduced and read:

**HCR 1076** – By Rice of the House and Easley and Littlefield of the Senate.

A Concurrent Resolution stating legislative intent that a salary survey be conducted for the Grand River Dam Authority every two years; directing the Office of Personnel Management to discard certain recent survey results; directing Grand River Dam Authority to compile certain data on salaries; and directing distribution.

**HCR 1077** – By Matlock of the House and Rabon of the Senate.

A Concurrent Resolution relating to the McCurtain County ice storm damage and available federal funds; and directing distribution.

**HCR 1078** – By Covey of the House and Kerr of the Senate.

A Concurrent Resolution honoring the Town of Custer City, Oklahoma, upon the occasion of its 100th anniversary; and directing distribution.

## COMMITTEE REPORTS

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

DO PASS:

**HJR 1060** – Administrative Rule Review, Authored by Senator Shurden (principal Senate author)

**HJR 1062** – Administrative Rule Review, Authored by Senator Shurden (principal Senate author)

**HJR 1063** – Administrative Rule Review, Authored by Senator Shurden (principal Senate author)

**HJR 1064** – Administrative Rule Review

**HCR 1068** – Administrative Rule Review, Authored by Senator Coffee (principal Senate author)

**HCR 1069** – Administrative Rule Review, Authored by Senator Rozell (principal Senate author)

**HCR 1070** – Administrative Rule Review, Authored by Senator Reynolds (principal Senate author)

DO PASS, As Amended:

CS for **HJR 1061** – Administrative Rule Review

## CCRs SUBMITTED

The conference committee reports were read on the following measures:

**HB 1012**, (Conferees Unable to Agree)

**HB 1029**, Remove Representative Stanley as principal House author and substitute with Representative Gray

**HB 1456**, Remove Representative Pope (Clay) as principal House author and substitute with Representative Paulk, and Remove Senator Price as principal Senate author and substitute with Senator Wilkerson, and Remove as coauthor Representative(s) Walker, Miller (Ray), Ericson, Ingmire, O'Neal, Winchester, Friskup, Young

**HB 1671**

**HB 1863**

**HB 1985**

**HB 2009**, Remove Senator Ford as principal Senate author and substitute with Senator Coffee

**HB 2035**

**HB 2088**

**HB 2148**

**HB 2162**  
**HB 2218**  
**HB 2238**  
**HB 2245**, Coauthored by Representative(s) Piatt  
**HB 2246**  
**HB 2302**  
**HB 2338**  
**HB 2352**  
**HB 2355**  
**HB 2581**  
**HB 2613**  
**HB 2635**, Remove as coauthor Representative(s) Calvey  
**HB 2637** (2nd)  
**HB 2670**  
**HB 2674** (2nd)  
**HB 2680**  
**HB 2715**  
**HB 2723**  
**HB 2764**  
**HB 2765**  
**HB 2768**, Remove Representative Dunegan as principal House author and substitute with Representative McCarter  
**HB 2783**  
**HB 2795**  
**HB 2853**  
**HB 2904**  
**HB 2922**

## COMMUNICATION

May 13, 2002

The Honorable Larry Adair  
Speaker of the House of Representatives  
401 State Capitol  
Oklahoma City, OK 73105

Dear Speaker Adair:

As you know, the Office of the Secretary of State is the official repository for all official legislative acts.

Following a review of **House Bill 2122**, delivered to the Secretary of State on May 13, 2002, the section of the bill that requires evidence of approval by the Governor does not bear his approval or signature. The Governor was presented and received **HB 2122** on May 6, 2002.

In accordance with Article 6 Oklahoma Constitution, Section 11, "If any bill or resolution shall not be returned by the Governor within five days (Sundays excepted) after it shall have been presented to him, the same shall be a law in like manner as if he had signed it..."

According to Article 6 Oklahoma Constitution, Section 11, **House Bill 2122** has become law without the Governor's signature. A copy of the House Bill is enclosed.

If our office may be of further assistance, please let me know.

Sincerely,

/s/Mike Hunter  
Secretary of State

Representative Hilliard moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 10:00 a.m., Monday, May 20, 2002, which was the order.

Pursuant to the motion of Representative Hilliard, the House was adjourned at 10:30 a.m., to reconvene Monday, May 20, 2002, at 10:00 a.m.