

HOUSE JOURNAL

First Regular Session of the Forty-ninth Legislature of the State of Oklahoma

Fifty-fifth Legislative Day, Tuesday, May 6, 2003

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

The roll was called with 100 Members present.

The following Member was excused: Graves—1.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Father Clark Shackelford, St. Matthews Episcopal Church, Sand Springs.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HB 1469 was reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HR 1014 was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Secretary of State.

HCR 1024 was reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

MESSAGES FROM THE SENATE

Advising fourth reading of and transmitting for signature Enrolled **SBs 318, 464, 547** and **554**.

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

Returning enrolled measure

Announcing that Enrolled **HB 1469** has been read at length for the fourth time and signed by the Presiding Officer of Senate, in open session.

The above measure was ordered transmitted to the Honorable Governor.

RESOLUTIONS

The following were introduced and read:

HCR 1026 – By Calvey of the House and Reynolds of the Senate.

A Concurrent Resolution designating a certain bridge on Interstate Highway 40 as the Bob Wood Memorial Bridge; providing for placement of permanent markers; and directing distribution.

HCR 1027 – By Balkman of the House and Nichols of the Senate.

A Concurrent Resolution appealing to the Congress of the United States to limit the appellate jurisdiction of the federal courts regarding the recitation of the Pledge of Allegiance in public schools; and directing distribution.

HCR 1028 – By Dorman of the House and Helton of the Senate.

A Concurrent Resolution recalling from the Office of the Governor Enrolled House Bill No. 1575, passed by the 1st Session of the 49th Oklahoma Legislature.

SECOND READING

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

HJR 1036 – Government Operations and Agency Oversight and Administrative Rules

RESOLUTIONS REFERRED

The following were withdrawn from the Calendar and referred to committee:

HCR 1025 – Rules

HCR 1027 – Judiciary

CONFEREES NAMED

The Speaker named the following conferees:

HB 1670 – Roggow, Roberts, Morgan (Danny), Harrison, Maddux

HB 1744 – Miller (Doug), Carey, Easley, Sweeden, Dank

CONFERENCE GRANTED

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

SB 6 – McIntyre, Staggs, Vaughn, Ferguson, Wells

SB 12 – Phillips, Toure, Brannon, Staggs, Adkins, Vaughn, Roberts

SB 60 – Stanley, Armes, Askins, Braddock, Ferguson

SB 61 – Stanley, Armes, Askins, Braddock, Ferguson

SB 213 – Kirby, Case, Taylor, Erwin, Maddux

SB 221 – Blackburn, Young, Lindley, Taylor, Case

SB 257 – Staggs, Nance, Ferguson, Roan, Paulk, Lamons, Liotta

SB 340 – Lindley, Askins, Toure, Vaughn, Piatt, Mitchell, Bonny, Ferguson,
Winchester

SB 350 – Peterson, Perry, Tyler, Plunk, Lamons

SB 379 – McCarter, Paulk, Lamons, Ingmire, Nance

SB 501 – Adkins, Toure, Davis, McCarter, Vaughn, Askins, Balkman, Braddock,
Graves, Hastings, Hefner, Paulk, Rice

SB 553 – Adair, Roberts, Maddux, Ferguson, Stanley

SB 583 – Nations, Easley, Piatt, Cox, Carey, Sullivan, Winchester

SB 621 – Winchester, Staggs, Ericson, Nance, Mitchell, Bonny, Hilliard

SB 629 – Adair, Vaughn, Askins, Toure, Davis

SB 636 – Brannon, Sweeden, Dank, Tyler, Lerblance, Newport, Tibbs

SB 787 – Nations, Stanley, Greenwood, Adkins, Braddock, Cox, Eddins, Lindley,
McIntyre, Morgan (Fred), Paulk, Piatt, Smithson, Staggs, Vaughn, Winchester, Wright

SB 803 – Kirby, Roggow, Wilt, Roan, Roberts

SB 834 – Stanley, Braddock, Bonny, Pettigrew, Ingmire, Roan, Newport

SJR 21 – Adair, Roberts, Maddux, Vaughn, Askins

CONFEREES CHANGED

The Speaker changed conferees on **HB 1440** by adding Erwin, Benge, Roberts and deleting Miller (Ray), Smithson, Pettigrew and on **SB 206** by removing from GCCA and naming conferees. The conferees are as follows:

HB 1440 – Brannon, Ferguson, Erwin, Bengé, Roberts

SB 206 – Mitchell, Roberts, Bonny, Ferguson, Calvey

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1449** was called up for consideration.

Representative Ellis moved adoption of the **CCR** on **HB 1449**, which motion prevailed upon roll call as follows:

Aye: Adkins, Armes, Askins, Bengé, Blackburn, Blackwell, Bonny, Boren, Braddock, Brannon, Carey, Cargill, Case, Coleman, Covey, Cox, Deutschendorf, DeWitt, Dorman, Easley, Eddins, Ellis, Erwin, Gilbert, Hamilton, Harrison, Hefner, Hiatt, Hilliard, Hutchison, Kirby, Lamons, Langmacher, Leist, Lerblance, Lindley, Liotta, Maddux, McCarter, McClain, McIntyre, Miller (Doug), Miller (Ray), Mitchell, Morgan (Danny), Morgan (Fred), Nations, Newport, O'Neal, Paulk, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope, Reynolds, Rice, Roan, Roberts, Smith (Dale), Smithson, Staggs, Stanley, Steele, Sullivan, Sweeden, Taylor, Tibbs, Toure, Trebilcock, Turner, Tyler, Vaughn, Walker, Wells, Wilson, Wilt, Winchester, Wright, Young, Mr. Speaker.--82.

Nay: Balkman, Calvey, Claunch, Dank, Davis, Ericson, Ferguson, Greenwood, Ingmire, Jones, Nance, Perry, Peters, Roggow, Smaligo, Smith (Hopper), Worthen.--17.

Excused: Graves, Hastings.--2.

HB 1449, as amended in conference, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Adkins, Armes, Askins, Balkman, Bengé, Blackburn, Blackwell, Bonny, Boren, Braddock, Brannon, Carey, Cargill, Case, Coleman, Covey, Cox, Deutschendorf, DeWitt, Dorman, Easley, Eddins, Ellis, Ericson, Erwin, Ferguson, Gilbert, Hamilton, Harrison, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Lamons, Langmacher, Leist, Lerblance, Lindley, Liotta, Maddux, McCarter, McClain, McIntyre, Miller (Doug), Miller (Ray), Mitchell, Morgan (Danny), Morgan (Fred), Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope, Reynolds, Rice, Roan, Roberts, Roggow, Smaligo, Smith (Dale), Smithson, Stanley, Steele, Sullivan, Sweeden, Taylor, Tibbs, Toure, Trebilcock, Turner, Tyler, Vaughn, Walker, Wells, Wilson, Wilt, Winchester, Wright, Young, Mr. Speaker.--90.

Nay: Calvey, Claunch, Dank, Davis, Greenwood, Nance, Smith (Hopper), Worthen.--8.

Excused: Graves, Hastings, Staggs.--3.

The measure passed.

HB 1449, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

RESOLUTION FOR CONSIDERATION

HCR 1028 was called up for consideration.

Upon motion of Representative Dorman, **HCR 1028** was considered and adopted.

HCR 1028 was referred for engrossment.

ENGROSSED AND ENROLLED MEASURES

HCR 1028 was reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

MESSAGES FROM THE SENATE

Announcing the passage of **HCR 1028**.

The above-numbered measure was referred for enrollment.

Conference granted

Advising conference granted and the Senate naming GCCA as conferees on the following: **HBs 1158, 1159, 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, 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, 1220, 1221, 1222, 1223, 1224, 1225, 1226, 1227, 1228, 1229, 1230, 1231, 1232, 1233, 1234, 1235, 1236, 1237, 1238, 1239, 1241, 1245, 1249, 1250, 1251, 1252, 1253, 1254, 1255, 1256 and 1257.**

Conferees changed

Advising changing Senate conferees as follows:

SB 288 - Add Wilkerson

ENGROSSED AND ENROLLED MEASURES

HCR 1028 was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Honorable Senate.

MESSAGES FROM THE SENATE

Announcing that Enrolled **HCR 1028** has been signed by the Presiding Officer of Senate, in open session.

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

Concurrence in HAs

Announcing the concurrence of Senate in **HAs** to **SBs 355** and **705** and **SJR 18** and the passage of said measures, as amended thereby.

Conference requested

Advising rejection of **HAs** to **SB 625** and requesting conference thereon, the Senate conferees to be named later.

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 520 - Coauthored by Senators Coffee, Cain
SB 602

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

Transmitting engrossed measure

The measure was introduced and read.

SCR 30 – By Kerr of the Senate and McCarter of the House.

A Concurrent Resolution authorizing the Commission for Human Services to enter into a lease-purchase agreement for office space; and directing distribution.

CCR SUBMITTED

The conference committee report was read on the following measure:

HB 1190, Remove Representative Mitchell as principal House author and substitute with Representative Nations, and Remove as author Representative(s) Bonny, and Coauthored by Representative(s) Balkman, and Remove Senator Morgan as principal Senate author and substitute with Senator Hobson, and Remove as coauthor Senator(s) Robinson

Representative Rice moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 1:30 p.m., Wednesday, May 7, 2003, which was the order.

Pursuant to the motion of Representative Rice, the House was adjourned at 2:20 p.m., to reconvene Wednesday, May 7, 2003, at 1:30 p.m.