

HOUSE JOURNAL

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

Fifty-sixth Legislative Day, Wednesday, May 7, 2003

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

The roll was called with 99 Members present.

The following Members were excused: Graves, Stanley—2.

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.

MESSAGES FROM THE GOVERNOR

Advising of his approval of **HBs 1368** and **1522** on May 6, 2003.

Pursuant to **HCR 1028**, I hereby return Enrolled House Bill No. **1575**.

MESSAGES FROM THE SENATE

Advising changing Senate conferees by removing **SBs 206** and **688** from GCCA and naming conferees as follows:

SB 206 - Morgan, Robinson, Williamson

SB 688 - Price, Wilkerson, Kerr, Wilcoxson

Transmitting engrossed measure

Announcing the passage of the following engrossed measure.

The measure was introduced and read.

SCR 27 – By Snyder, Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Dunlap, Easley, Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Price, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Taylor, Wilcoxson, Wilkerson, Williams and Williamson of the Senate and Pettigrew of the House.

A Concurrent Resolution commending Major General Jerry W. Grizzle; expressing pride in his position of responsibility; and directing distribution.

Transmitting enrolled measures

Advising fourth reading of and transmitting for signature Enrolled **SBs 355 and 705** and **SJR 18**.

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

Concurrence in HAs

Announcing the concurrence of Senate in **HAs** to **SBs 596, 703, 722 and 810** and the passage of said measures, as amended thereby.

Transmitting CCR

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

SB 556

Conference committee report was read on the above-numbered measure.

RESOLUTIONS

The following were introduced and read:

HCR 1029 – By Easley of the House and Corn of the Senate.

A Concurrent Resolution recalling from the Office of the Governor Enrolled House Bill No. 1101, passed by the 1st Session of the 49th Oklahoma Legislature.

HCR 1030 – By Covey of the House and Kerr of the Senate.

A Concurrent Resolution authorizing the Board of Regents of Oklahoma Colleges, acting on behalf of Southwestern Oklahoma State University, to issue certain revenue bonds pursuant to Section 4002.1 of Title 70 of the Oklahoma Statutes; and directing distribution.

HR 1015 – By Walker.

A Resolution declaring May to be Arthritis Awareness Month in the State of Oklahoma; and providing for distribution.

RESOLUTION REFERRED

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

SCR 30 – Appropriations and Budget

RESOLUTION FOR CONSIDERATION

HCR 1029 was called up for consideration.

Upon motion of Representative Easley, **HCR 1029** was considered and adopted.

HCR 1029 was referred for engrossment.

Representative Askins Presiding

ENGROSSED AND ENROLLED MEASURES

HCR 1029 was reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 793** was called up for consideration.

Upon motion of Representative Paulk, the **CCR** on **SB 793** was adopted.

SB 793, as amended in conference, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Armes, Askins, Blackburn, Bonny, Boren, Braddock, Carey, Case, Covey, Cox, Deutschendorf, DeWitt, Dorman, Easley, Eddins, Ellis, Erwin, Ferguson, Gilbert, Hamilton, Hefner, Hilliard, Hutchison, Ingmire, Kirby, Lamons, Langmacher, Leist,

Lerblance, Lindley, Maddux, McCarter, McClain, McIntyre, Miller (Ray), Mitchell, Morgan (Danny), Nance, Nations, O'Neal, Paulk, Perry, Pettigrew, Plunk, Pope, Rice, Roan, Roberts, Smith (Dale), Smithson, Staggs, Sweeden, Taylor, Toure, Turner, Tyler, Vaughn, Walker, Wells, Wilson, Mr. Speaker.--61.

Nay: Adkins, Balkman, Bengé, Blackwell, Calvey, Cargill, Claunch, Coleman, Dank, Davis, Ericson, Greenwood, Harrison, Hastings, Hiatt, Jones, Liotta, Miller (Doug), Morgan (Fred), Newport, Peters, Peterson, Phillips, Piatt, Reynolds, Roggow, Smaligo, Smith (Hopper), Steele, Sullivan, Tibbs, Trebilcock, Wilt, Winchester, Worthen, Wright, Young.--37.

Excused: Brannon, Graves, Stanley.--3.

The measure passed.

The roll was called on the emergency and resulted as follows:

Aye: Askins, Blackburn, Bonny, Boren, Braddock, Carey, Case, Covey, Cox, Deutschendorf, Dorman, Easley, Ellis, Erwin, Ferguson, Gilbert, Hamilton, Hastings, Hefner, Hilliard, Hutchison, Ingmire, Kirby, Lamons, Langmacher, Leist, Lerblance, Lindley, Maddux, McCarter, McClain, McIntyre, Miller (Ray), Mitchell, Morgan (Danny), Nance, Nations, Paulk, Perry, Pettigrew, Plunk, Pope, Rice, Roan, Roberts, Smith (Dale), Smithson, Staggs, Steele, Sweeden, Taylor, Toure, Trebilcock, Turner, Tyler, Vaughn, Walker, Wilson, Mr. Speaker.--59.

Nay: Adkins, Armes, Balkman, Bengé, Blackwell, Calvey, Cargill, Claunch, Coleman, Dank, Davis, DeWitt, Ericson, Greenwood, Harrison, Jones, Liotta, Miller (Doug), Morgan (Fred), Newport, O'Neal, Peters, Peterson, Phillips, Piatt, Reynolds, Roggow, Smaligo, Smith (Hopper), Sullivan, Tibbs, Wilt, Winchester, Worthen, Wright, Young.--36.

Excused: Brannon, Eddins, Graves, Hiatt, Stanley, Wells.--6.

The emergency failed.

Representative Paulk served notice to reconsider the vote whereby the emergency on **SB 793** failed.

Speaker Pro Tempore Hilliard Presiding

RESOLUTION FOR CONSIDERATION

SCR 27 was called up for consideration.

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

Upon motion of Representative Pettigrew, **SCR 27** was considered and adopted.

SCR 27 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 1190** was called up for consideration.

Coauthored by Senator(s) Nichols

Upon motion of Representative Nations, the **CCR** on **HB 1190** was adopted.

HB 1190, 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, Benge, Blackburn, Blackwell, Bonny, Boren, Braddock, Calvey, Carey, Cargill, Case, Claunch, Coleman, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dorman, Easley, Eddins, Ellis, Ericson, Erwin, Ferguson, Gilbert, Greenwood, Hamilton, Harrison, Hastings, Hefner, Hiett, Hilliard, Hutchison, Ingmire, Jones, Kirby, Lamons, Langmacher, Leist, Lerblance, Lindley, Liotta, Maddux, McCarter, McClain, McIntyre, Miller (Doug), Miller (Ray), Mitchell, Morgan (Danny), Morgan (Fred), Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope, Reynolds, Rice, Roan, Roberts, Roggow, Smaligo, Smith (Dale), Smith (Hopper), Smithson, Staggs, Steele, Sullivan, Sweeden, Taylor, Tibbs, Toure, Trebilcock, Turner, Tyler, Vaughn, Walker, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--98.

Excused: Brannon, Graves, Stanley.--3.

The measure passed.

HB 1190, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 520** was called up for consideration.

Coauthored by Representative(s) Vaughn, Calvey, Steele, Nance

Upon motion of Representative Staggs, the **CCR** on **SB 520** was adopted.

SB 520, 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: Askins, Balkman, Bengé, Blackburn, Blackwell, Bonny, Braddock, Calvey, Carey, Cargill, Case, Claunch, Coleman, Covey, Dank, Davis, DeWitt, Easley, Eddins, Ellis, Ericson, Erwin, Ferguson, Gilbert, Greenwood, Hamilton, Harrison, Hefner, Hiatt, Hilliard, Hutchison, Jones, Lamons, Lindley, Liotta, Maddux, McCarter, McClain, McIntyre, Miller (Doug), Mitchell, Morgan (Fred), Nance, Newport, O'Neal, Perry, Peters, Peterson, Pettigrew, Phillips, Piatt, Plunk, Pope, Reynolds, Rice, Roan, Roberts, Roggow, Smaligo, Smith (Dale), Smith (Hopper), Smithson, Staggs, Steele, Taylor, Tibbs, Tyler, Vaughn, Walker, Wilson, Wilt, Worthen, Young, Mr. Speaker.--74.

Nay: Adkins, Armes, Cox, Deutschendorf, Dorman, Hastings, Ingmire, Kirby, Langmacher, Leist, Lerblance, Miller (Ray), Morgan (Danny), Nations, Paulk, Sullivan, Sweden, Toure, Trebilcock, Turner, Wells, Winchester.--22.

Excused: Boren, Brannon, Graves, Stanley.--4.

Constitutional Priv: Wright.--1.

The measure and emergency passed.

SB 520, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

MOTION

Representative Boren asked that the Journal reflect that had he been present in the Chamber, he would have voted nay on **SB 520**, which was the order.

MESSAGE FROM THE SENATE

Announcing the passage of **HCR 1029**.

The above-numbered measure was referred for enrollment.

ENGROSSED AND ENROLLED MEASURES

HCR 1029 was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Honorable Senate.

MESSAGE FROM THE SENATE

Announcing that Enrolled **HCR 1029** has been signed by the Presiding Officer of Senate, in open session.

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

CCRs SUBMITTED

The conference committee reports were read on the following measures:

HB 1043

HB 1051

HB 1063

HB 1574

HB 1580

HB 1583

HB 1611

HB 1705

Representative Rice moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 8:15 a.m., Thursday, May 8, 2003, which was the order.

Pursuant to the motion of Representative Rice, the House was adjourned at 2:35 p.m., to reconvene Thursday, May 8, 2003, at 8:15 a.m.