

HOUSE JOURNAL

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

Fifty-fifth Legislative Day, Wednesday, May 5, 2004

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

The roll was called with 99 Members present.

The following Member was excused: Stanley.—1.

Vacancy: District: 78.—1.

The Speaker Pro Tempore declared a quorum present.

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

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HBs 2300 and **2494** were reported correctly enrolled and, after fourth reading, 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 1184, 1265, 1331, 1363, 1412, 1502, 1618** and **1622** and **SJR 48**.

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

Returning enrolled measures

Announcing that Enrolled **HBs 2300** and **2494** 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.

PENDING CONSIDERATION OF SAs

SAs to HB 2488 were called up for consideration.

Coauthored by Representative(s) Dank, Greenwood, Peterson (Pam), Wright

Upon motion of Representative Liotta, the House concurred in the **SAs to HB 2488**.

HB 2488, 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, Armes, Askins, Balkman, Benge, Blackburn, Blackwell, Bonny, Boren, Braddock, Brannon, Calvey, Carey, Cargill, Case, Claunch, Coleman, Covey, Cox, Dank, Davis, Deutschendorf, DeWitt, Dorman, Eddins, Ellis, Ericson, Erwin, Ferguson, Gilbert, Graves, Greenwood, Hamilton, Harrison, Hastings, Hefner, Hiatt, Hilliard, Hutchison, Ingmire, Jones, Kirby, Lamons, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, McCarter, McClain, McIntyre, Miller (Doug), Miller (Ray), Mitchell, Morgan (Danny), Morgan (Fred), Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson (Pam), Peterson (Ron), Pettigrew, Phillips, Piatt, Plunk, Pope, Reynolds, Rice, Roan, Roberts, Roggow, Smaligo, Smith, Smithson, Staggs, Steele, Sullivan, Sweeden, Taylor, Tibbs, Trebilcock, Turner, Tyler, Vaughn, Walker, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--98.

Excused: Stanley, Toure.--2.

Vacancy: Dist. 78.--1.

The measure passed.

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

RESOLUTION FOR CONSIDERATION

HR 1043 was called up for consideration.

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

Upon motion of Representative Covey, **HR 1043** was considered and adopted.

HR 1043 was referred for enrollment.

PENDING CONSIDERATION OF SAs

SAs to HB 2129 were called up for consideration.

Upon motion of Representative Carey, the House concurred in the **SAs to HB 2129**.

HB 2129, 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, Armes, Askins, Balkman, Benge, Blackburn, Blackwell, Bonny, Boren, Braddock, Brannon, Calvey, Carey, Cargill, Case, Coleman, Covey, Cox, Dank, Deutschendorf, DeWitt, Dorman, Eddins, Ellis, Ericson, Erwin, Ferguson, Gilbert, Greenwood, Hamilton, Harrison, Hastings, Hefner, Hiett, Hilliard, Hutchison, Ingmire, Jones, Kirby, Lamons, Langmacher, Leist, Lindley, Liotta, Maddux, Mass, McCarter, McClain, McIntyre, Miller (Doug), Miller (Ray), Mitchell, Morgan (Danny), Morgan (Fred), Nance, Nations, Newport, O'Neal, Paulk, Perry, Peters, Peterson (Pam), Peterson (Ron), Pettigrew, Phillips, Piatt, Plunk, Pope, Reynolds, Rice, Roan, Roberts, Roggow, Smaligo, Smith, Smithson, Staggs, Steele, Sullivan, Sweeden, Taylor, Tibbs, Trebilcock, Turner, Tyler, Vaughn, Walker, Wells, Wilson, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--95.

Nay: Davis, Graves.--2.

Excused: Claunch, Stanley, Toure.--3.

Vacancy: Dist. 78.--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

Upon motion of Representative Wells, the **2nd CCR** on **HB 1734** was rejected and further conference requested. The Speaker named the same conferees:

HB 1734 – Wells, Toure, Davis, Hefner, Ingmire

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, Smith, Dank, Greenwood, Brannon
SB 667 – Roberts, Pope, Nance, Dorman, Maddux
SB 868 – Paulk, Hamilton, Nance, Sweeden, Dank
SB 1090 – Dorman, Toure, Askins, Trebilcock, Vaughn, Davis, Harrison
SB 1121 – Pope, Nance, Dorman, Roberts, Maddux
SB 1122 – Pope, Nance, Dorman, Roberts, Maddux
SB 1135 – Rice, Sweeden, Hastings, Dank, Hefner
SB 1143 – Hilliard, Carey, Sweeden, Dank, Dorman, Ingmire
SB 1155 – Braddock, Roan, Askins, Nance, Ingmire
SB 1156 – Langmacher, Leist, Wilt, Maddux, Smith
SB 1162 – Sweeden, Dank, Dorman, Kirby, Tibbs
SB 1164 – Winchester, Nance, Carey, Case, Mitchell, Bonny, Paulk, Lamons
SB 1165 – Harrison, Ferguson, Brannon, Carey, Peterson (Pam), Askins, Davis
SB 1176 – Peters, Rice, Turner, Jones, Hastings, Lamons, Gilbert
SB 1203 – Roberts, Ferguson, Brannon, Sullivan, Staggs
SB 1210 – Toure, Pettigrew, Gilbert, Harrison, Davis
SB 1212 – Askins, Nations, Ingmire, Covey, Maddux
SB 1216 – Blackwell, Armes, DeWitt, Sweeden, Covey, Pope, Mitchell, Bonny
SB 1269 – Calvey, Askins, Braddock, Toure, Davis, Roberts, Maddux, Hastings, Harrison
SB 1272 – Harrison, Blackburn, McCarter, Brannon, Steele, Nance, Ingmire
SB 1275 – Hastings, Rice, Case, Braddock, Trebilcock, Lamons, Harrison, Toure, Davis
SB 1291 – Hastings, Rice, Case, Trebilcock, Lamons, Braddock, Harrison, Toure, Davis
SB 1296 – Wells, Morgan (Danny), Newport, Erwin, Wilt
SB 1300 – Covey, Pope, DeWitt, Armes, Turner
SB 1317 – Wells, Askins, Cox, Morgan (Danny), Peters, Newport, Pope, Nance
SB 1346 – Dorman, Roberts, Maddux, Askins, Trebilcock
SB 1420 – Blackwell, Askins, Roan, Newport, Cox
SB 1430 – Dorman, Toure, Harrison, Trebilcock, Piatt, Davis, Braddock
SB 1484 – Braddock, Hilliard, Cox, Morgan (Danny), Adkins, Phillips, Case, Winchester, Roberts
SB 1490 – Roberts, Leist, Blackburn, Pettigrew, Tibbs, Mitchell, Bonny, Calvey
SB 1542 – Balkman, Roan, Peters, Mitchell, Bonny
SB 1560 – Hutchison, Smith, Ericson, Erwin, Ellis, Boren, Phillips, DeWitt, Mass
SB 1569 – Askins, Leist, Nations, Stanley, Wilt, Peters, Adkins, Mitchell, Bonny
SB 1614 – Ingmire, Roan, Braddock, Kirby, Roggow

CONFEREES NAMED

The Speaker named the following conferees:

HB 1571 – Harrison, Sweeden, Dank, Trebilcock, Roberts, Ferguson, Paulk

HB 1587 – Leist, Gilbert, Calvey, Carey, Peters

HB 1756 – Hefner, Erwin, Staggs, Vaughn, Ferguson

HB 2001 – Mitchell, Bonny, Hefner, Wells, Calvey, Winchester, Case

HB 2004 – Mitchell, Bonny, Carey, Ingmire, Armes

HB 2006 – Mitchell, Bonny, Braddock, Sweeden, Turner, Benge, Case, Ferguson,

Hastings

HB 2102 – Carey, Piatt, Roan, Lamons, Liotta, Newport, Hamilton

HB 2132 – Peters, Paulk, Lamons, Trebilcock, McClain

HB 2223 – Piatt, Toure, Askins, Rice, Davis

HB 2226 – Ingmire, Ferguson, Brannon, Hilliard, Wells, Rice, Peterson (Ron), Nations

HB 2277 – Rice, Sweeden, Dank, Hastings, Hefner

HB 2341 – Smith, Leist, Hutchison, Bonny, Ericson, Armes, Maddux

HB 2363 – Cargill, Toure, Davis, Braddock, Askins

HB 2365 – Cargill, Taylor, Case, Vaughn, Balkman, Nations, Kirby, Deutschendorf,

Toure, Harrison

HB 2379 – Rice, Pope, Mitchell, Bonny, Nance, Maddux, Pettigrew

HB 2505 – Hamilton, Roberts, Maddux, Carey, Askins, Peters, Vaughn

HB 2536 – Walker, Ferguson, Brannon, Adkins, Staggs

HB 2554 – Morgan (Danny), Nations, Paulk, Lamons, Hastings, Tibbs, Hamilton,

Ellis, Adkins

HB 2556 – Nations, Mitchell, Bonny, Adkins, Ingmire

HB 2559 – Nations, Covey, Hilliard, Miller (Ray), Nance, Phillips, Pope, Roggow,

Tyler, Young

HB 2574 – Morgan (Danny), Rice, Wells, Wilt, Peters

HB 2630 – Braddock, Nations, Boren, Ingmire, Roggow

HB 2632 – Erwin, Hutchison, Taylor, Adkins, Case, Pope, Nance

HB 2683 – Hefner, Plunk, Taylor, Case, Young

HB 2718 – Calvey, Toure, Davis, Askins, Braddock

The Speaker named the same conferees on **HB 1670** and added Ferguson, Staggs, Brannon. The conferees are as follows:

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

CONFEREES ADDED

The Speaker added Balkman as conferee on **HB 1866**, Erwin, Armes as conferees on **HB 2616** and Davis, Taylor as conferees on **HJR 1063**. The conferees are as follows:

HB 1866 – Gilbert, Stanley, Greenwood, Adkins, Braddock, Cox, Eddins, Lindley, McIntyre, Morgan (Fred), Paulk, Piatt, Smithson, Staggs, Vaughn, Winchester, Wright, Balkman

HB 2616 – Wells, Tyler, Perry, Plunk, Lamons, Ingmire, Morgan (Danny), Peters, Erwin, Armes

HJR 1063 – Staggs, Rice, Ferguson, Pope, Nance, Davis, Taylor

MESSAGES FROM THE SENATE

Returning **HB 2552** - Coauthored by Senator Williams 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 named

Advising naming GCCA as conferees to the following: **SBs 667, 865, 1105, 1176 and 1280** and **HBs 1571, 1803, 2132, 2233, 2277, 2282, 2373, 2432, 2542, 2574, 2577, 2664, 2667 and 2718** and **HJRs 1039, 1044 and 1063**.

Advising naming Senate conferees to the following:

SB 369 - Shurden, Cain, Robinson, Coffee, Wilcoxson
SB 1162 - Lerblance, Corn, Fisher, Morgan, Williamson
SB 1172 - Corn, Wilkerson, Laster, Rozell, Smith, Nichols
SB 1185 - Shurden, Wilkerson, Laster, Rozell, Smith, Nichols
SB 1192 - Wilkerson, Laster, Rozell, Smith, Nichols
SB 1252 - Hobson, Wilkerson, Smith
SB 1269 - Smith, Cain, Laster, Ford, Fisher
SB 1284 - Robinson, Helton, Snyder
SB 1317 - Helton, Crutchfield, Snyder
SB 1335 - Corn, Fisher, Morgan, Williamson
SB 1370 - Laughlin, Smith, Crutchfield, Harrison, Wilkerson
SB 1384 - Monson, Corn, Fisher, Morgan, Williamson
SB 1389 - Monson, Corn, Fisher, Morgan, Williamson
SB 1400 - Horner, Wilkerson, Smith
SB 1405 - Williams, Littlefield, Williamson
SB 1410 - Shurden, Wilkerson, Laster, Rozell, Smith, Nichols

SB 1419 - Smith, Crutchfield, Corn
SB 1422 - Corn, Fisher, Morgan, Williamson
SB 1430 - Robinson, Smith, Laster
SB 1539 - Helton, Wilkerson, Laster, Rozell, Smith, Nichols
SB 1627 - Cain, Robinson, Hobson, Johnson, Riley
HB 1742 - Shurden, Helton, Littlefield, Laughlin, Nichols
HB 1847 - Monson, Cain, Riley
HB 1867 - Robinson, Cain, Myers
HB 1882 - Shurden, Rabon, Laughlin
HB 2226 - Morgan, Corn, Fisher, Williamson
HB 2306 - Shurden, Cain, Monson, Coates
HB 2314 - Corn, Cain, Smith
HB 2440 - Lerblance, Price, Helton, Gumm, Crutchfield, Wilcoxson, Johnson, Laughlin, Rabon
HB 2505 - Fair, Wilkerson, Cain
HB 2536 - Corn, Fisher, Morgan, Williamson
HB 2541 - Helton, Laughlin, Rabon
HB 2612 - Corn, Cain, Harrison, Smith, Pruitt
HB 2626 - Leftwich, Wilkerson, Laster, Rozell, Smith, Nichols
HB 2630 - Helton, Williams, Rozell, Aldridge, Ford
HB 2690 - Corn, Fisher, Morgan, Williamson
HB 2691 - Corn, Fisher, Morgan, Williamson
HB 2693 - Corn, Fisher, Morgan, Williamson

Conferees changed

Changing Senate conferees as follows:

SB 141 - Remove GCCA and name Smith, Morgan, Fisher
HB 2164 - Add Cain, Williamson
HB 2291 - Add Cain, Williamson
HB 2505 - Remove Fair, Wilkerson, Cain and name GCCA
HB 2528 - Remove Laster, add Taylor
HB 2663 - Add Monson
HB 2664 - Remove GCCA and name Hobson, Laster, Williamson

Conference granted

Advising conference granted and the Senate naming conferees as follows:

HB 2416 - Shurden, Horner, Nichols
HB 2598 - Rozell, Corn, Fisher, Morgan, Williamson

Transmitting engrossed measures

Announcing the passage of the following engrossed measures.

The measures were introduced and read.

SCR 65 – By Leftwich (Debbe) of the Senate and Reynolds, Paulk, Lindley and Hamilton of the House.

A Concurrent Resolution authorizing the Board of Regents of Oklahoma City Community College, acting on behalf of Oklahoma City Community College, to issue certain revenue bonds pursuant to Sections 4001 through 4017 of Title 70 of the Oklahoma Statutes; and directing distribution.

SCR 69 – By Price, Dunlap, Aldridge, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crutchfield, Easley (Mary), Fair, Fisher, Ford, Gumm, Harrison, Helton, Hobson, Horner, Johnson, Kerr, Laster, Laughlin, Lawler, Leftwich (Debbe), Lerblance, Littlefield, Maddox, Milacek, Monson, Morgan, Myers, Nichols, Pruitt, Rabon, Reynolds, Riley, Robinson, Rozell, Shurden, Smith, Snyder, Taylor, Wilcoxson, Wilkerson, Williams and Williamson of the Senate and Covey of the House.

A Concurrent Resolution commending the life of Henry Jo Von Tungeln; praising his contributions to agriculture; extending condolences; and directing distribution.

Concurrence in HAs

Announcing the concurrence of Senate in **HAs** to **SBs 1503, 1507** and **1526** and the passage of said measures, as amended thereby.

COMMITTEE REPORTS

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

DO PASS:

HCR 1083 – Public Safety and Homeland Security, Authored by Senator Brogdon (principal Senate author)

HR 1045 – Wildlife

CCR SUBMITTED

The conference committee report was read on the following measure:

HB 2330

Representative Rice moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 8:30 a.m., Thursday, May 6, 2004, which was the order.

Pursuant to the motion of Representative Rice, the House was adjourned at 2:45 p.m., to reconvene Thursday, May 6, 2004, at 8:30 a.m.