

HOUSE JOURNAL

First Regular Session of the Fiftieth Legislature

of the State of Oklahoma

Thirty-fourth Legislative Day, Thursday, March 31, 2005

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

The roll was called with 98 Members present.

The following Members were excused: Hastings, Shelton, Young.—3.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Father Chris Daigle, Immaculate Conception, Pawhuska.

The Journal for the last legislative day was approved.

REMARKS

Upon unanimous consent request of Representative Sweeden, the remarks of Father Daigle were ordered printed in full as follows:

“Let us pray;

Lord God, we thank you for this day. We thank you for your blessings upon all of us here, especially for the men in the green coats and the ladies in the green coats. We ask you as well to bless this divided House, that they not allow this division to keep them from helping the good people of Oklahoma. We ask this through Christ our Lord.

I was told I have 5 minutes to speak and so I'll take all if it. And the gentleman over here is going to kick me when 5 minutes is up, so I don't have to worry about speaking longer than that.

The first thing I came to realize earlier this week is that there are not very many Catholics in this House. One or 2, Joe's one and Ms. Hamilton is the other. I think that's all. Three? Well, I never got to your side. I guess you're three. So there are a lot? Well good. That makes me feel a little better, and a little more at home.

First I'd like to apologize to anyone who's not Christian, if there's any Jews or Muslims here, or anyone else who doesn't believe, period, I want to apologize because I'm sure you get tired of hearing Christian prayers all the time. But I am a Christian, Catholic, so, therefore, I will continue to do so. There is a man in the book of Hosea named Hosea, and God told him to go out and to marry a harlot. Hosea says, 'why do you want me to go marry a harlot?' God said 'because I want you to marry that harlot so you'll know how it feels when you're cheated upon, as your people are cheating upon me now'. So he went out and married a girl named Gomer, who knew the streets well, and he had a couple of children, and she got bored with housework, and went back to the streets. And in the meantime, Hosea had fallen in love with Gomer, and so it broke his heart that she was cheating on him. God said 'Hosea, don't worry about it, I want you to feel how I feel when the people cheat me'. Well, I was reading that the other night and I thought, you know, that's what it seems to me your job is about. Just like it's my job.

I was preaching not long ago in Pawhuska and we had girl servers for the first time. Like 50 years overdue. And after mass, this guy met me at the door and was absolutely purple in the face and he said I want to thank you for castrating and making homosexuals out of all our male children in this parish. I looked at him and thought I wonder what that was all about? I didn't know what that was all about. So I spoke with him later, and he let me know that he didn't feel good at all with girls serving at mass. I didn't know that. Not until he told me so.

As I walked around this week, and I did walk on both sides, I walked around everywhere, just in case someone needed a priest. I walked around as chaplain. In the offices, I noticed, even in Joe's office, that only people in suits and fine dresses came to visit you. I didn't see any tacky looking people in your offices. I don't know if they just can't get here, or what. But they are always fine dressed people. And I wondered how people here, as I, come to feel what the poor or the less fortunate feel? How do we know what they feel? They sure are not in your offices. Now maybe you feel them at home. Maybe at home they come to you and say here's how I feel. If it wasn't for the Osage Nation, I'd go broke. Take care of poor people. I know how it feels. And I'm not saying you don't know how it feels. I don't want to be presumptuous. I'm simply saying I didn't notice any poor in anyone's office. And we all are celebrating that we are Christian today. That seems to be in. 'I am a Christian'. Well, thank God we are Christian. But one of the fundamental tenants of being a Christian is to feed the poor. Take care of those that don't have a house. That's our very first tenant, is to help those who go without. And I'm not sure if that's a Democrat or Republican thing. I think it's a Christian thing. And we claim to be Christian; we claim to be Catholic, claim to be Christian-catholic. It's just interesting how the book of Hosea applies to us today. Let's just make sure that we know how the other feels.

In this House, I understand, it's a divided house. Not OSU-OU. Republican and Democrat. Well, do you all know how these people feel gut level about stuff? Do you even take time to sit down and talk? About how at gut level I feel about this situation. My fear is it will be a divided house and me and the rest of the people of Oklahoma will just be reading the paper about how you all are divided. And isn't that fun.

I think the Lord calls you in a special way. To represent the people of Oklahoma and I know you know that. And I guess that I'm just hoping that you will continue to do that to the best of your ability. And I speak not only on behalf of Catholics, but for all the people of Oklahoma. It's a big responsibility that you have, I think. And I don't need to tell you

that. You all know that. I guess what I'm saying is that your people love you. And when it comes to love, it's a lot more than just bickering. It's service to the people of Oklahoma.

Let us pray. Lord God, we thank you for the gentle women and the gentle men that you have chosen to serve your people here in our state. We pray that you bless them with wisdom, you bless them with courage. And that you bless them with comradery that goes beyond Republican and Democrat. That they might see each other as individuals, striving always to help the people of Oklahoma, this great state. We ask this through Christ our Lord. Amen"

ENGROSSED AND ENROLLED MEASURES

HAs to SBs 663 and 759 were reported correctly engrossed, properly signed, in open session, and the measures, as amended, were ordered returned to the Honorable Senate.

HR 1016 was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Secretary of State.

MESSAGES FROM THE SENATE

Advising fourth reading of and transmitting for signature Enrolled **SBs 4, 228, 403, 513 and 644**.

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

Returning engrossed measures

Announcing the passage of **HBs 1207, 1208, 1209, 1210, 1211**- Coauthored by Representatives Case, Hastings and **1212**.

The above-numbered measures were referred for enrollment.

MEASURE REASSIGNED

The following measure was reassigned:

SB 873 –Withdrawn from Appropriations and Budget and referred to Judiciary.

GENERAL ORDER

SB 464 by Pruitt of the Senate and Peterson (Pam) of the House was read and considered.

Coauthored by Representative(s) Sullivan

Representative Peterson (Pam) moved that **SB 464** be advanced from General Order, which motion was declared adopted.

Upon request of Representative Peterson (Pam), **SB 464** was placed on Third Reading and Final Passage.

THIRD READING

SB 464 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Adkins, Armes, Askins, Auffet, Balkman, Banz, Bengé, Billy, Bingman, Blackburn, Blackwell, Braddock, Brannon, Brown, Calvey, Carey, Cargill, Case, Coody, Cooksey, Covey, Cox, Dank, Denney, DePue, Deutschendorf, DeWitt, Dorman, Duncan, Eddins, Ellis, Gilbert, Glenn, Harrison, Hickman, Hilliard, Hyman, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Kiesel, Lamons, Liebmann, Lindley, Liotta, Martin, Mass, McCarter, McDaniel, McMullen, McPeak, Miller (Doug), Miller (Ken), Miller (Ray), Morgan (Danny), Morgan (Fred), Morrissette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Reynolds, Richardson, Roan, Roggow, Rousselot, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--97.

Excused: Hamilton, Hastings, Shelton, Young.--4.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 464** and ordered same returned to the Honorable Senate.

RESOLUTION FOR CONSIDERATION

HR 1018 was called up for consideration.

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

Upon motion of Representative Terrill, **HR 1018** was considered and adopted.

HR 1018 was referred for enrollment.

GENERAL ORDER

SB 335 by Capps et al of the Senate and Cox et al of the House was read and considered.

Coauthored by Representative(s) Auffet, Covey, Hilliard, Johnson, Kiesel, McCarter, McMullen, Nance, Nations, Sherrer, Turner, Walker, Wesselhoft

Representative Calvey moved to amend **SB 335** by striking the enacting clause, which amendment was declared adopted.

Representative Gilbert moved to amend **SB 335**, Page 1, Section 1, Line 10 by deleting the word “and”; Line 12 by deleting the period “.” and by inserting in lieu thereof a semicolon “;” and the word “and”; and Line 12 1/2 by inserting the following language:

“4. Employed or serving as a primary care physician in a municipality having a population of two hundred thousand (200,000) or more persons, according to the most recent federal Decennial Census, or most recent population estimate, if the physician is providing medical services to a “Medically Underserved Area” or a “Medically Underserved Population” or is providing medical services within a “Health Professional Shortage Area”. For purposes of this paragraph, the determinations regarding the Medically Underserved Area, Medically Underserved Population or Health Professional Shortage Area shall require an official designation or determination, as applicable, from the Bureau of Health Professions of the United States Department of Health and Human Services.”,

which amendment was declared adopted.

Representative Cox moved that **SB 335** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Cox, **SB 335** was considered engrossed and placed on Third Reading and Final Passage.

Representative Liotta Presiding

THIRD READING

SB 335 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Armes, Askins, Auffet, Balkman, Banz, Billy, Bingman, Blackburn, Blackwell, Braddock, Brannon, Brown, Calvey, Carey, Cargill, Case, Coody, Cooksey, Covey, Cox, Dank, Denney, DePue, Deutschendorf, DeWitt, Dorman, Duncan, Eddins, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hyman, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Kiesel, Lamons, Liebmann, Lindley, Liotta, Martin, Mass,

McCarter, McDaniel, McMullen, McPeak, Miller (Doug), Miller (Ken), Miller (Ray), Morgan (Danny), Morgan (Fred), Morrissette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Piatt, Plunk, Pruett, Reynolds, Richardson, Roan, Roggow, Rousselot, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--95.

Excused: Bengé, Hastings, Peterson (Ron), Shelton, Trebilcock, Young.--6.

The measure passed.

SB 335 was referred for engrossment.

GENERAL ORDER

SB 811 by Jolley of the Senate and Nance of the House was read and considered.

Representative Calvey moved to amend **SB 811** by striking the enacting clause, which amendment was declared adopted.

Representative Nance moved that **SB 811** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Nance, **SB 811** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 811 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Armes, Askins, Auffet, Balkman, Banz, Bengé, Billy, Bingman, Blackburn, Blackwell, Braddock, Brannon, Brown, Carey, Cargill, Case, Coody, Cooksey, Covey, Cox, Dank, Denney, DePue, Deutschendorf, DeWitt, Dorman, Duncan, Eddins, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hyman, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Kiesel, Lamons, Liebmann, Lindley, Liotta, Martin, Mass, McCarter, McDaniel, McMullen, McPeak, Miller (Doug), Miller (Ken), Miller (Ray), Morgan (Danny), Morgan (Fred), Morrissette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Reynolds, Richardson, Roan, Roggow, Rousselot, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--97.

Excused: Calvey, Hastings, Shelton, Young.--4.

The measure passed.

SB 811 was referred for engrossment.

RESOLUTION FOR CONSIDERATION

HCR 1008 was called up for consideration.

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

Upon motion of Representative Jackson, **HCR 1008** was considered and adopted.

HCR 1008 was referred for engrossment.

ENGROSSED AND ENROLLED MEASURES

HCR 1008 was reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

GENERAL ORDER

SB 877 by Leftwich et al of the Senate and Winchester et al of the House was read and considered.

Coauthored by Representative(s) Nance, Duncan, Hilliard, Sherrer, Armes

Representative Calvey moved to amend **SB 877** by striking the enacting clause, which amendment was declared adopted.

Representative Winchester moved that **SB 877** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Winchester, **SB 877** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 877 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Armes, Askins, Auffet, Balkman, Banz, Bengé, Billy, Bingman, Blackburn, Blackwell, Braddock, Brannon, Brown, Calvey, Carey, Cargill, Case, Coody, Cooksey, Covey, Cox, Dank, Denney, DePue, Deutschendorf, DeWitt, Dorman, Duncan,

Eddins, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hyman, Ingmire, Jett, Johnson, Jones, Kern, Kiesel, Lamons, Liebmann, Lindley, Liotta, Martin, Mass, McCarter, McDaniel, McMullen, McPeak, Miller (Doug), Miller (Ken), Miller (Ray), Morgan (Danny), Morgan (Fred), Morrissette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Reynolds, Richardson, Roan, Roggow, Rousselot, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--97.

Excused: Hastings, Jackson, Shelton, Young.--4.

The measure passed.

SB 877 was referred for engrossment.

MOTION

Representative Calvey asked that the Journal reflect that had he been present in the Chamber, he would have voted aye on **SB 811**, which was the order.

GENERAL ORDER

SB 312 by Cain of the Senate and Winchester of the House was read and considered.

Coauthored by Representative(s) Gilbert, Nance

Representative Winchester moved that **SB 312** be advanced from General Order, which motion was declared adopted.

Upon request of Representative Winchester, **SB 312** was placed on Third Reading and Final Passage.

THIRD READING

SB 312 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Armes, Askins, Balkman, Banz, Bengé, Billy, Bingman, Blackburn, Blackwell, Braddock, Calvey, Carey, Cargill, Case, Coody, Cooksey, Covey, Cox, Dank, Denney, DePue, Deutschendorf, DeWitt, Dorman, Duncan, Eddins, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hyman, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Kiesel, Lamons, Liebmann, Lindley, Liotta, Martin, Mass, McCarter, McDaniel, Miller (Doug), Miller (Ken), Miller (Ray), Morgan (Fred), Morrissette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Reynolds, Richardson, Roan, Roggow, Rousselot, Sherrer, Shoemake, Shumate, Smaligo, Steele, Sullivan,

Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--89.

Nay: Auffet, Brannon, Brown, Hilliard, McMullen, McPeak, Morgan (Danny), Smithson, Staggs.--9.

Excused: Hastings, Shelton, Young.--3.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 312** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 287 by Leftwich et al of the Senate and Calvey et al of the House was read and considered.

Coauthored by Representative(s) Braddock, Nance, Piatt, Roggow, Sweeden, Tibbs

Representative Calvey moved to amend **SB 287** by striking the enacting clause, which amendment was declared adopted.

Representative Calvey moved that **SB 287** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Calvey, **SB 287** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 287 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Armes, Askins, Auffet, Balkman, Banz, Bengé, Billy, Bingman, Blackburn, Blackwell, Braddock, Brannon, Brown, Calvey, Carey, Cargill, Case, Coody, Cooksey, Covey, Cox, Dank, Denney, DePue, Deutschendorf, Dorman, Duncan, Eddins, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hyman, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Kiesel, Lamons, Liebmann, Lindley, Liotta, Martin, Mass, McCarter, McDaniel, McMullen, McPeak, Miller (Doug), Miller (Ken), Miller (Ray), Morgan (Danny), Morgan (Fred), Morrisette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Reynolds, Richardson, Roan, Roggow, Rousselot, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--97.

Excused: DeWitt, Hastings, Shelton, Young.--4.

The measure passed.

SB 287 was referred for engrossment.

GENERAL ORDER

SB 886 by Gumm of the Senate and Calvey of the House was read and considered.

Representative Calvey moved to amend **SB 886** by striking the enacting clause, which amendment was declared adopted.

Representative Calvey moved that **SB 886** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Calvey, **SB 886** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 886 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Adkins, Armes, Askins, Auffet, Balkman, Banz, Bengé, Billy, Bingman, Blackburn, Blackwell, Braddock, Brannon, Brown, Calvey, Carey, Cargill, Case, Coody, Cooksey, Covey, Cox, Dank, Denney, DePue, Deutschendorf, DeWitt, Dorman, Duncan, Eddins, Ellis, Gilbert, Glenn, Hamilton, Hickman, Hilliard, Hyman, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Kiesel, Lamons, Liebmann, Lindley, Liotta, Martin, Mass, McCarter, McDaniel, McMullen, McPeak, Miller (Doug), Miller (Ken), Miller (Ray), Morgan (Danny), Morgan (Fred), Morrisette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Reynolds, Richardson, Roan, Roggow, Rousselot, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--97.

Excused: Harrison, Hastings, Shelton, Young.--4.

The measure and emergency passed.

SB 886 was referred for engrossment.

GENERAL ORDER

SB 926 by Shurden et al of the Senate and Turner et al of the House was read and considered.

Coauthored by Representative(s) Braddock, Brannon, Brown, Covey, Glenn, Hilliard, Hyman, Kiesel, McCarter, McPeak, Miller (Ray), Nance, Roan, Sherrer, Shoemake, Smithson, Sullivan, Sweeden, Walker

Representative Dorman moved to amend **SB 926** by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute, which amendment was declared adopted. (Copies for Members)

Representative Blackwell asked unanimous consent to suspend House Rule 8.7 for the purpose of offering a floor amendment to the Dorman amendment, which was the order.

Representative Blackwell moved to amend the Dorman amendment, by inserting the words "and EMS personnel" after the word "Firefighter" and before the period "." which amendment was withdrawn.

Representative Turner moved that **SB 926** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Turner, **SB 926** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 926 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Armes, Askins, Auffet, Balkman, Banz, Bengel, Billy, Bingman, Blackburn, Blackwell, Braddock, Brannon, Brown, Calvey, Carey, Cargill, Case, Coody, Cooksey, Covey, Cox, Dank, Denney, DePue, Deutschendorf, DeWitt, Dorman, Duncan, Eddins, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hyman, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Kiesel, Lamons, Liebmann, Lindley, Liotta, Martin, Mass, McCarter, McDaniel, McMullen, McPeak, Miller (Doug), Miller (Ken), Miller (Ray), Morgan (Danny), Morgan (Fred), Morrisette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Reynolds, Richardson, Roan, Roggow, Rousselot, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--97.

Excused: Hastings, Shelton, Young.--3.

Constitutional Priv: Sullivan.--1.

The measure passed.

SB 926 was referred for engrossment.

GENERAL ORDER

SB 927 by Wilcoxson of the Senate and Peterson (Pam) of the House was read and considered.

Coauthored by Representative(s) Wesselhoft

Representative Calvey moved to amend **SB 927** by striking the enacting clause, which amendment was declared adopted.

Representative Peterson (Pam) moved that **SB 927** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Peterson (Pam), **SB 927** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 927 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Armes, Askins, Auffet, Balkman, Banz, Bengel, Billy, Bingman, Blackburn, Blackwell, Braddock, Brannon, Brown, Calvey, Carey, Cargill, Case, Coody, Cooksey, Covey, Cox, Dank, Denney, DePue, Deutschendorf, DeWitt, Dorman, Duncan, Eddins, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hyman, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Kiesel, Lamons, Liebmann, Lindley, Liotta, Martin, Mass, McCarter, McDaniel, McMullen, McPeak, Miller (Doug), Miller (Ken), Miller (Ray), Morgan (Danny), Morgan (Fred), Morrissette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Reynolds, Richardson, Roan, Roggow, Rousselot, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--98.

Excused: Hastings, Shelton, Young.--3.

The measure passed.

SB 927 was referred for engrossment.

GENERAL ORDER

SJR 5 by Gumm et al of the Senate and Worthen of the House was read and considered.

Pursuant to House Rule 8.15 Representative Perry moved to commit **SJR 5** to the Rules Committee, which motion was declared adopted upon a division of the question.

GENERAL ORDER

SJR 10 by Wyrick et al of the Senate and Cox of the House was read and considered.

Coauthored by Representative(s) Hyman, Roan

Representative Cox moved that **SJR 10** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Cox, **SJR 10** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SJR 10 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Adkins, Armes, Askins, Auffet, Balkman, Banz, Bengé, Billy, Bingman, Blackburn, Blackwell, Braddock, Brannon, Brown, Calvey, Carey, Cargill, Case, Coody, Cooksey, Covey, Cox, Dank, Denney, DePue, Deutschendorf, DeWitt, Dorman, Duncan, Eddins, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hyman, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Kiesel, Lamons, Liebmann, Lindley, Liotta, Martin, Mass, McCarter, McDaniel, McMullen, McPeak, Miller (Doug), Miller (Ken), Miller (Ray), Morgan (Danny), Morgan (Fred), Morrissette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Reynolds, Richardson, Roan, Roggow, Rousselot, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--98.

Excused: Hastings, Shelton, Young.--3.

The measure and emergency passed.

SJR 10 was referred for engrossment.

GENERAL ORDER

SB 213 by Morgan et al of the Senate and Benge et al of the House was read and considered.

Representative Benge moved to amend **SB 213** by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute. (Copies for Members)

Representative Benge moved to amend his amendment by striking the title, the enacting clause and the entire measure and inserting in lieu thereof a floor substitute, which motion was declared adopted upon a division of the question. (Copies for Members)

Representative Benge moved adoption of his amendment, as amended, which motion was declared adopted upon roll call as follows:

Aye: Adkins, Armes, Balkman, Banz, Benge, Billy, Bingman, Blackwell, Calvey, Cargill, Case, Coody, Cooksey, Cox, Dank, Denney, DePue, DeWitt, Duncan, Hickman, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Liebmann, Liotta, Martin, Miller (Doug), Miller (Ken), Morgan (Fred), Nance, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Reynolds, Richardson, Roggow, Smaligo, Steele, Sullivan, Terrill, Thompson, Tibbs, Trebilcock, Wesselhoft, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--55.

Nay: Askins, Auffet, Blackburn, Braddock, Brannon, Brown, Carey, Covey, Deutschendorf, Dorman, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hilliard, Hyman, Kiesel, Lamons, Lindley, McCarter, McDaniel, McMullen, McPeak, Miller (Ray), Morgan (Danny), Morrisette, Nations, Plunk, Pruett, Roan, Rousselot, Sherrer, Shoemake, Shumate, Smithson, Staggs, Sweeden, Toure, Turner, Walker.--41.

Excused: Eddins, Hastings, Mass, Shelton, Young.--5.

Representative Benge moved that **SB 213** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Benge, **SB 213** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 213 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Adkins, Armes, Balkman, Banz, Benge, Billy, Bingman, Blackwell, Calvey, Cargill, Coody, Cooksey, Cox, Dank, Denney, DePue, DeWitt, Duncan, Hickman, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Liebmann, Liotta, Martin, Miller (Doug), Miller (Ken), Morgan (Fred), Nance, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt,

Reynolds, Richardson, Roggow, Smaligo, Steele, Sullivan, Terrill, Thompson, Tibbs, Trebilcock, Wesselhoft, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--54.

Nay: Askins, Auffet, Blackburn, Braddock, Brannon, Brown, Carey, Covey, Deutschendorf, Dorman, Eddins, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hilliard, Hyman, Kiesel, Lamons, Lindley, McCarter, McDaniel, McMullen, McPeak, Miller (Ray), Morgan (Danny), Morrissette, Nations, Plunk, Pruett, Roan, Rousselot, Sherrer, Shoemake, Shumate, Smithson, Staggs, Sweeden, Toure, Turner, Walker.--42.

Excused: Case, Hastings, Mass, Shelton, Young.--5.

The measure passed.

SB 213 was referred for engrossment.

GENERAL ORDER

SB 339 by Kerr et al of the Senate and Calvey et al of the House was read and considered.

Coauthored by Representative(s) Wesselhoft, Nance

Representative Calvey moved that **SB 339** be advanced from General Order, which motion was declared adopted.

Upon request of Representative Calvey, **SB 339** was placed on Third Reading and Final Passage.

THIRD READING

SB 339 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Adkins, Armes, Askins, Auffet, Balkman, Banz, Bengé, Billy, Bingman, Blackburn, Blackwell, Braddock, Brannon, Brown, Calvey, Carey, Cargill, Case, Coody, Cooksey, Covey, Cox, Dank, Denney, DePue, Deutschendorf, DeWitt, Dorman, Duncan, Eddins, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hyman, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Kiesel, Lamons, Liebmann, Lindley, Liotta, Martin, McCarter, McDaniel, McMullen, McPeak, Miller (Doug), Miller (Ken), Miller (Ray), Morgan (Danny), Morgan (Fred), Morrissette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Reynolds, Richardson, Roan, Roggow, Rousselot, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Mr. Speaker.--97.

Excused: Hastings, Mass, Shelton, Young.--4.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 339** and ordered same returned to the Honorable Senate.

MESSAGE FROM THE SENATE

Announcing the passage of **HCR 1008**-Remove Senator Aldridge as principal Senate author and substitute with Senator Anderson, Coauthored by Senator Aldridge as first coauthor and all other members of the Senate.

The above-numbered measure was referred for enrollment.

FIRST READING

The following was introduced and read for the first time:

HJR 1030 – By Reynolds.

A Joint Resolution disapproving rules of the Ethics Commission; and directing distribution.

RESOLUTION

The following was introduced and read:

HCR 1015 – By DePue.

A Concurrent Resolution encouraging the State of Oklahoma and all Oklahoma employers to strongly support and encourage the practice of breast-feeding; memorializing the Governor to declare by executive order that all female State of Oklahoma employees shall be provided with adequate facilities for breast-feeding or expressing milk; and directing distribution.

MESSAGE FROM THE GOVERNOR

Advising of his approval of **HB 1191** on March 31, 2005.

COMMITTEE REPORTS

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

DO PASS:

SB 245 – Commerce, Industry and Labor

SB 673 – Commerce, Industry and Labor

SB 747 – Veterans and Military Affairs, Coauthored by Representative(s) Dorman

SB 763 – Commerce, Industry and Labor

DO PASS, As Amended:

SB 651 – Commerce, Industry and Labor

CS for SB 777 – Veterans and Military Affairs, Coauthored by Representative(s) Dorman

Representative Cargill moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 1:30 p.m., Monday, April 4, 2005, which was the order.

Pursuant to the motion of Representative Cargill, the House was adjourned at 10:55 a.m., to reconvene Monday, April 4, 2005, at 1:30 p.m.