

HOUSE JOURNAL

First Regular Session of the Fiftieth Legislature of the State of Oklahoma

Forty-eighth Legislative Day, Monday, April 25, 2005

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

The roll was called with 100 Members present.

The following Member was excused: Pruett.—1.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Pastor Gary Wilburn, First United Methodist Church, Seminole. Pastor Wilburn is sponsored this week by Representative Kiesel.

Upon motion of Representative Miller (Doug), Pastor Wilburn was confirmed as House Chaplain for this legislative week.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HAs to SBs 63, 115, 119, 125, 126, 129, 137, 141, 183, 184, 208, 218, 220, 229, 690, 700 and 873 were reported correctly engrossed, properly signed, in open session, and the measures, as amended, were ordered returned to the Honorable Senate.

HCRs 1021 and 1022 were reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HB 1346 was reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HRs 1028 and 1031 were reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Secretary of State.

MESSAGES FROM THE SENATE

Announcing that Enrolled **HCRs 1003** and **1018** have been signed by the Presiding Officer of Senate, in open session.

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

Announcing that Enrolled **HBs 1241, 1346** and **1450** 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.

Transmitting enrolled measures

Advising the signing of and transmitting for signature Enrolled **SCR 15**.

The above-numbered enrolled measure was properly signed and ordered returned to the Honorable Senate.

Advising fourth reading of and transmitting for signature Enrolled **SBs 451, 463** and **616**.

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

Returning engrossed measures, as amended

Announcing the passage of and returning engrossed measures as amended: **HBs 1218** - Coauthored by Senators Branan, Jolley, Mazzei, Lamb, Brogdon, Ford, Laughlin, Johnson, Reynolds, **1286** - Coauthored by Representatives Wesselhoft, Rousselot, Dorman, Pruett, **1653, 1667, 1760, 1926** and **1964**.

Senate amendments were read on the above numbered measures.

CONFERENCE GRANTED

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

SB 620 – Cox, Miller (Doug), Brown, Shoemake, Worthen

SB 926 – Turner, Calvey, Rousselot, Roan, Armes, Dank, Adkins

CONFEREES NAMED

The Speaker named the following conferees:

HB 1284 – Deutschendorf, Wright, Wesselhoft, Eddins, Johnson

HB 1295 – Peters, Billy, Carey, Hilliard, Jackson, Steele

HB 1308 – Turner, Armes, Lamons, DeWitt, Morrissette

HB 1312 – McCarter, Calvey, Rousselot, Nance, Dank

HB 1313 – McCarter, Peterson (Ron), Terrill, Turner, Plunk, Newport, Worthen

HB 1347 – Terrill, Peters, Billy, Hilliard, Carey

HB 1390 – Brannon, Dank, Coody, Blackwell, Steele, Smithson, Miller (Ray)

HB 1405 – Young, Blackwell, Turner, Nance, Askins, Liebmann, Peterson (Ron),
Rousselot

HB 1435 – Hilliard, Peters, Billy, Staggs, McPeak, Jackson, Bengé, Newport

HB 1804 – Cargill, Blackwell, Turner, Steele, Hickman, Miller (Ken), Lamons,
Walker

PENDING CONSIDERATION OF SAs

SAs to **HB 1457** were called up for consideration.

Upon motion of Representative Dank, the House concurred in the SAs to **HB 1457**.

HB 1457, as amended by the Honorable Senate, was read at length for the fourth time and the roll was called on the measure and emergency as follows:

Aye: Adkins, Armes, Askins, Auffet, Balkman, Banz, Bengé, Bingman, Blackwell, Braddock, Calvey, Carey, Cargill, Case, Coody, Covey, Cox, Dank, Denney, DePue, Dorman, Harrison, Hastings, Hickman, Hilliard, Hyman, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Kiesel, Lamons, Liebmann, Liotta, Martin, McCarter, McMullen, Miller (Doug), Miller (Ken), Morgan (Danny), Morrissette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Reynolds, Richardson, Roan, Roggow, Sherrer, Shoemake, Shumate, Smaligo, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--76.

Nay: Blackburn, Brannon, Brown, Cooksey, Deutschendorf, DeWitt, Duncan, Ellis, Gilbert, Glenn, Hamilton, Lindley, Mass, McDaniel, McPeak, Miller (Ray), Plunk, Rousselot, Shelton, Smithson, Toure.--21.

Excused: Billy, Eddins, Morgan (Fred), Pruett.--4.

The measure and emergency passed.

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

RESOLUTION FOR CONSIDERATION

HCR 1023 was called up for consideration.

Upon motion of Representative Denney, **HCR 1023** was considered and adopted.

HCR 1023 was referred for engrossment.

Representative Liotta Presiding**GENERAL ORDER**

SB 374 by Bass of the Senate and Dorman of the House was read and considered.

Representative Dorman moved that **SB 374** be advanced from General Order, which motion was declared adopted.

Upon request of Representative Dorman, **SB 374** was placed on Third Reading and Final Passage.

THIRD READING

SB 374 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, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hastings, 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, Reynolds, Richardson, Roan, Roggow, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Excused: Eddins, Pruett.--2.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 374** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 574 by Lerblance of the Senate and Walker of the House was read and considered.

Representative Walker moved that **SB 574** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Walker, **SB 574** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 574 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, Hastings, 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, Reynolds, Richardson, Roan, Roggow, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--100.

Excused: Pruett.--1.

The measure passed.

SB 574 was referred for engrossment.

GENERAL ORDER

SB 962 by Monson et al of the Senate and Winchester of the House was read and considered.

Coauthored by Representative(s) Shelton

Representative Winchester moved to amend **SB 962** by restoring the title, which amendment was declared adopted.

Representative Winchester moved that **SB 962** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Winchester, **SB 962** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SB 962 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, Hastings, 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, Richardson, Roan, Roggow, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Nay: Reynolds.--1.

Excused: Pruett.--1.

The measure and emergency passed.

SB 962 was referred for engrossment.

GENERAL ORDER

SJR 13 by Rabon et al of the Senate and Morgan (Fred) of the House was read and considered.

Coauthored by Representative(s) Auffet, Braddock, Brannon, Duncan, Liotta, Mass, Plunk, Smithson, Wesselhoft

Representative Morgan (Fred) moved to amend **SJR 13** by deleting all references to “circuses” and “rodeos” throughout the bill, which amendment was declared adopted.

Representative Morgan (Fred) moved that **SJR 13** be advanced from General Order, which motion was declared adopted.

By unanimous consent, upon request of Representative Morgan (Fred), **SJR 13** was considered engrossed and placed on Third Reading and Final Passage.

THIRD READING

SJR 13 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, Hastings, 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, Reynolds, Richardson, Roan, Roggow, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--100.

Excused: Pruett.--1.

The measure passed.

SJR 13 was referred for engrossment.

PENDING CONSIDERATION OF SAs

SAs to HB 1507 were called up for consideration.

Coauthored by Representative(s) Brannon, Smithson

Upon motion of Representative Roan, the House concurred in the **SAs to HB 1507**.

HB 1507, 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, 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, Hastings, 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, Reynolds, Richardson, Roan, Roggow, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Nay: Toure.--1.

Excused: Pruett.--1.

The measure passed.

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

PENDING CONSIDERATION OF SAs

SAs to HB 1535 were called up for consideration.

Upon motion of Representative Peterson (Ron), the House concurred in the **SAs to HB 1535**.

HB 1535, 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, 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, Hastings, 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, Reynolds, Richardson, Roan, Roggow, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--100.

Excused: Pruett.--1.

The measure passed.

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

PENDING CONSIDERATION OF SAs

SAs to HB 1545 were called up for consideration.

Coauthored by Representative(s) Wesselhoft

Upon motion of Representative Calvey, the House concurred in the **SAs** to **HB 1545**.

HB 1545, 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, Auffet, Balkman, Banz, Benge, 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, Hastings, Hickman, Hilliard, Hyman, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Kiesel, Lamons, Liebmann, Lindley, Liotta, Martin, Mass, McCarter, McDaniel, McMullen, Miller (Doug), Miller (Ken), Miller (Ray), Morgan (Danny), Morgan (Fred), Morrissette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Reynolds, Richardson, Roan, Roggow, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Nay: McPeak.--1.

Excused: Pruett.--1.

The measure passed.

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

PENDING CONSIDERATION OF SAs

SAs to **HB 1622** were called up for consideration.

Upon motion of Representative Kern, the House concurred in the **SAs** to **HB 1622**.

HB 1622, 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, Banz, Benge, Billy, Bingman, Blackburn, Blackwell, Braddock, Brannon, Calvey, Cargill, Case, Coody, Cooksey, Covey, Cox, Dank, Denney, DePue, Deutschendorf, DeWitt, Dorman, Duncan, Eddins, Gilbert, Glenn, Hastings, Hickman, Hyman, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Liebmann, Liotta, Martin, Mass, McCarter, Miller (Doug), Miller (Ken), Morgan (Fred), Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Reynolds, Richardson, Roan, Roggow, Rousselot, Shoemake, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--80.

Nay: Auffet, Brown, Carey, Ellis, Hamilton, Harrison, Hilliard, Kiesel, Lamons, Lindley, McDaniel, McMullen, McPeak, Miller (Ray), Morgan (Danny), Morrissette, Shelton, Sherrer, Shumate, Toure.--20.

Excused: Pruett.--1.

The measure passed.

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

PENDING CONSIDERATION OF SAs

SAs to HB 1725 were called up for consideration.

Upon motion of Representative Tibbs, the House concurred in the **SAs to HB 1725**.

HB 1725, as amended by the Honorable Senate, was read at length for the fourth time and the roll was called on the measure and emergency 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, Hastings, 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, Reynolds, Richardson, Roan, Roggow, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Excused: Bengé, Pruett.--2.

The measure and emergency passed.

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

PENDING CONSIDERATION OF SAs

SAs to HBs 1432, 1444, 1476 and 1704 were rejected upon motion of Representative Coody. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HBs 1321 and 1637 were rejected upon motion of Representative Nance. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HBs 1711 and 1713 were rejected upon motion of Representative Calvey. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HBs 1779 and 1780 were rejected upon motion of Representative Rousselot. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HB 1398 were rejected upon motion of Representative Covey. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HBs 1327, 1665 and 2005 were rejected upon motion of Representative Askins. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HB 1556 were rejected upon motion of Representative Jackson. Conferees to be named later.

PENDING CONSIDERATION OF SAs

SAs to HB 1860 were rejected upon motion of Representative Blackwell. Conferees to be named later.

MOTION

Representative Shelton moved to suspend House Rules 1.3, 7.13 and 8.17 as they pertain to **SB 695** and refer **SB 695** Direct to Calendar, which motion failed of adoption upon roll call as follows:

Aye: Askins, Auffet, Blackburn, Braddock, Brannon, Brown, Carey, Covey, Deutschendorf, Dorman, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hilliard, Hyman, Kiesel, Lamons, Lindley, Mass, McCarter, McDaniel, McMullen, McPeak, Miller (Ray), Morgan (Danny), Morrissette, Nations, Plunk, Roan, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smithson, Staggs, Sweeden, Toure, Turner, Walker, Wesselhoft.--43.

Nay: Adkins, Armes, Balkman, Banz, Bengé, Billy, Bingman, Blackwell, Calvey, Cargill, Case, Coody, Cooksey, Cox, Dank, Denney, DePue, DeWitt, Duncan, Hastings, 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, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--56.

Excused: Eddins, Pruett.--2.

RECONSIDERATION

Representative Staggs moved to reconsider the vote whereby **SB 668** failed, which motion prevailed upon roll call 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, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hastings, 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, Reynolds, Richardson, Roan, Roggow, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Excused: Eddins, Pruett.--2.

Representative Staggs moved to suspend House Rule 8.19 for the purpose of offering an amendment on Third Reading, which motion was declared adopted upon roll call 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, Hastings, 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, Reynolds, Richardson, Roan, Roggow, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--100.

Excused: Pruett.--1.

Representative Staggs moved to suspend House Rule 8.7 for the purpose of offering a floor amendment to **SB 668**, which motion prevailed upon roll call 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, Hastings, 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, Reynolds, Richardson, Roan, Roggow, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--100.

Excused: Pruett.--1.

Representative Staggs moved to amend **SB 668** by deleting Section 1 and renumbering subsequent sections, which amendment was declared adopted.

THIRD READING

SB 668 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, Eddins, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hastings, 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, Reynolds, Richardson, Roan, Roggow,

Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Nay: Duncan.--1.

Excused: Pruett.--1.

The measure and emergency passed.

SB 668 was referred for engrossment.

MOTION

Representative Billy asked that the Journal reflect that had she been present in the Chamber, she would have voted aye on **HB 1457**, which was the order.

MESSAGES FROM THE GOVERNOR

Advising of his approval of **HBs 1229, 1363, 1536, 1618, 1634, 1647** and **1649** on April 25, 2005.

Representative Cargill moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 11:00 a.m., Tuesday, April 26, 2005, which was the order.

Pursuant to the motion of Representative Cargill, the House was adjourned at 2:50 p.m., to reconvene Tuesday, April 26, 2005, at 11:00 a.m.