

HOUSE JOURNAL

First Regular Session of the Fiftieth Legislature

of the State of Oklahoma

Sixty-sixth Legislative Day, Tuesday, May 24, 2005

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

The roll was called with 101 Members present.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Reverend Dalton Young, Evangelist, Noble.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HBs 1020, 1022, 1024, 1026, 1028, 1060, 1084 and 1467 were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

MESSAGES FROM THE SENATE

Announcing that Enrolled **HBs 1020, 1022, 1024, 1026, 1028, 1060, 1084 and 1467** 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 fourth reading of and transmitting for signature Enrolled **SBs 81, 83, 85, 89, 101, 103, 105, 113, 117, 123, 127, 131, 133, 139, 141, 432, 466, 640, 821, 823 and 929.**

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

Returning CCRs

Returning **HBs 1233** and **1432** together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended.

The above-numbered measures, as amended by the conference committee reports, were referred for enrollment.

Further conference requested

Advising rejection of **CCR** to **HB 1058** and requesting further conference thereon, the Senate naming same conferees as follows:

HB 1058 - GCCA

Further conference granted

Advising further conference granted and the Senate naming same conferees as follows:

HB 1985 - Bass, Laster, Corn, Crain, Nichols

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 25 – Askins, Trebilcock, Johnson, Nance, Roan, Blackwell

SB 573 – Peters, Piatt, Denney, Carey, Nations, Bengé

SB 636 – Jett, Blackwell, Turner, Sullivan, Trebilcock

SB 816 – Shumate, Blackwell, Turner, Duncan, Trebilcock

FURTHER CONFERENCE GRANTED

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

HB 1058 - GCCA

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1927** was called up for consideration.

Coauthored by Representative(s) Dank, Tibbs

Upon motion of Representative Liotta, the **CCR** on **HB 1927** was adopted.

HB 1927, 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: Adkins, Armes, Askins, Auffet, Balkman, Banz, Benge, Billy, Bingman, Blackwell, Braddock, Brannon, Brown, Calvey, Carey, Cargill, 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, Pruett, 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: Blackburn, Case.--2.

The measure and emergency passed.

HB 1927, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

Representative Liotta Presiding

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1235** was called up for consideration.

Upon motion of Representative DeWitt, the **CCR** on **HB 1235** was adopted.

HB 1235, 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: Adkins, Armes, Auffet, Balkman, Banz, Benge, Billy, Bingman, Blackwell, Braddock, Brannon, Brown, Calvey, Carey, Cargill, Case, Coody, Cooksey, Covey, Cox, Dank, Denney, DePue, Deutschendorf, DeWitt, Dorman, Duncan, Eddins, Ellis, Harrison, Hastings, Hickman, Hilliard, Hyman, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Kiesel, Lamons, Liebmann, Liotta, Martin, Mass, McCarter, McMullen, McPeak, Miller (Doug),

Miller (Ken), Morgan (Danny), Morgan (Fred), Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Reynolds, Richardson, Roan, Roggow, Rousselot, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--90.

Nay: Gilbert, Glenn, Hamilton, Lindley, McDaniel, Miller (Ray), Morrissette, Shelton, Sherrer.--9.

Excused: Askins, Blackburn.--2.

The measure and emergency passed.

HB 1235, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1288** was called up for consideration.

Upon motion of Representative Cox, the **CCR** on **HB 1288** was adopted.

HB 1288, 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, Auffet, Balkman, Banz, Bengel, Billy, Bingman, 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, Pruett, 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: Blackburn.--1.

The measure passed.

HB 1288, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1347** was called up for consideration.

Coauthored by Representative(s) Calvey, Cooksey, Cox, DeWitt, Martin, Nance, Peterson (Pam), Shelton, Wesselhoft, Worthen

Upon motion of Representative Terrill, the **CCR** on **HB 1347** was adopted.

HB 1347, 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, Auffet, Balkman, Banz, Bengé, Billy, Bingman, 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), Morrisette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, 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: Blackburn.--1.

The measure passed.

HB 1347, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1384** was called up for consideration.

Coauthored by Representative(s) Calvey

Upon motion of Representative Smaligo, the **CCR** on **HB 1384** was adopted.

HB 1384, 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, Banz, Bengé, Billy, Bingman, Blackburn, Blackwell, Braddock, Brannon, Calvey, Carey, Cargill, Case, Coody, Cooksey, Covey, Cox, Dank, Denney, DePue, Deutschendorf, DeWitt, Dorman, Duncan, Eddins, Ellis, Gilbert, 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, Pruett, Reynolds, Richardson, Roan, Roggow, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--97.

Nay: Auffet, Brown, Glenn, Staggs.--4.

The measure passed.

HB 1384, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1411** was called up for consideration.

Coauthored by Representative(s) Dank, Hyman, Walker, Shoemake, Brannon, Smithson

Upon motion of Representative Cox, the **CCR** on **HB 1411** was adopted.

HB 1411, 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: 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, Pruett, 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.--101.

The measure and emergency passed.

HB 1411, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1444** was called up for consideration.

Coauthored by Representative(s) Blackwell, Dank, Kern

Upon motion of Representative Coody, the **CCR** on **HB 1444** was adopted.

HB 1444, 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: 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, Pruett, 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.--101.

The measure and emergency passed.

HB 1444, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1476** was called up for consideration.

Coauthored by Representative(s) Hickman, Ingmire, Jones, Liotta, Miller (Ken), Peters, Roan, Tibbs, Worthen, Wright

Upon motion of Representative Coody, the **CCR** on **HB 1476** was adopted.

HB 1476, 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, 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, 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, Young, Mr. Speaker.--99.

Excused: Shelton.--1.

Constitutional Priv: Duncan.--1.

The measure passed.

HB 1476, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1704** was called up for consideration.

Coauthored by Representative(s) Reynolds, Worthen, Nance, Calvey, Kern, Tibbs

Upon motion of Representative Coody, the **CCR** on **HB 1704** was adopted.

HB 1704, 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: 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, 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, Pruett, 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.--101.

The measure and emergency passed.

HB 1704, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1498** was called up for consideration.

Coauthored by Representative(s) Calvey

Upon motion of Representative Bingman, the **CCR** on **HB 1498** was adopted.

HB 1498, 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, Auffet, Balkman, Banz, Benge, Billy, Bingman, Blackwell, Braddock, Calvey, Carey, Cargill, Case, Coody, Cooksey, Covey, Cox, Dank, Denney, DePue, Deutschendorf, DeWitt, Dorman, Duncan, Harrison, Hastings, Hickman, Hilliard, Hyman, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Kiesel, Lamons, Liebmann, Liotta, Martin, McCarter, McDaniel, McMullen, Miller (Doug), Miller (Ken), Morgan (Danny), Morgan (Fred), Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Reynolds, Richardson, Roan, Roggow, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smaligo, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--85.

Nay: Blackburn, Brannon, Brown, Eddins, Ellis, Gilbert, Glenn, Hamilton, Lindley, Mass, McPeak, Miller (Ray), Morrisette, Smithson, Staggs, Toure.--16.

The measure passed.

HB 1498, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1621** was called up for consideration.

Coauthored by Representative(s) Dank, Coody

Representative Kern moved adoption of the **CCR** on **HB 1621**, which motion prevailed 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, Hastings, Hickman, 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, Young, Mr. Speaker.--56.

Nay: Askins, Auffet, Blackburn, Braddock, Brannon, Brown, Carey, Covey, Deutschendorf, Dorman, Eddins, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hilliard, Hyman, Kiesel, Lamons, Lindley, Mass, McCarter, McDaniel, McMullen, McPeak, Miller (Ray), Morgan (Danny), Morrissette, Nations, Plunk, Pruett, Roan, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smithson, Staggs, Sweeden, Toure, Turner, Walker.--44.

Excused: Ingmire.--1.

HB 1621, 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, Balkman, Banz, Bengé, Billy, Bingman, Blackwell, Calvey, Cargill, Case, Coody, Cooksey, Cox, Dank, 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, Pruett, Reynolds, Richardson, Roggow, Sherrer, Smaligo, Steele, Sullivan, Terrill, Thompson, Tibbs, Trebilcock, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--58.

Nay: Askins, Auffet, Blackburn, Braddock, Brannon, Brown, Carey, Covey, Denney, Deutschendorf, Dorman, Eddins, 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, Shoemake, Shumate, Smithson, Staggs, Sweeden, Toure, Turner, Walker.--43.

The measure passed.

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

Aye: Adkins, Armes, Balkman, Banz, Bengé, Billy, Bingman, Blackwell, Calvey, Cargill, Case, Coody, Cooksey, Cox, Dank, Denney, DePue, DeWitt, Duncan, Hamilton, 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, Pruett, Reynolds, Richardson, Roggow, Smaligo, Steele, Sullivan, Terrill, Thompson, Tibbs, Trebilcock, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--59.

Nay: Askins, Auffet, Blackburn, Braddock, Brannon, Brown, Carey, Covey, Deutschendorf, Dorman, Ellis, Gilbert, Glenn, 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.--40.

Excused: Eddins, Walker.--2.

The emergency failed.

Representative Kern served notice to reconsider the vote whereby the emergency failed on **HB 1621**.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1751** was called up for consideration.

Coauthored by Representative(s) Nance

Representative Case moved adoption of the **CCR** on **HB 1751**, which motion prevailed upon a division of the question.

HB 1751, 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: 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, 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, Pruett, 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: Calvey, Reynolds.--2.

The measure and emergency passed.

HB 1751, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

MOTION

Representative Cargill moved that the House stand at ease until 1:30 p.m., which was the order.

Representative Liotta Presiding

MESSAGES FROM THE SENATE

Returning **HBs 1018, 1082, 1096, 1227, 1240, 1461** - Coauthored by Representative Brown, **1814** and **1911** together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended.

The above-numbered measures, as amended by the conference committee reports, were referred for enrollment.

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 569

SB 1012 - Remove Senator Pruitt as principal Senate author and substitute with Senator Reynolds

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

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 57** was called up for consideration.

Upon motion of Representative Jones, the **CCR** on **SB 57** was adopted.

SB 57, 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: 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, Hastings, 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), 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, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--97.

Excused: Mass, Morgan (Fred), Shelton, Toure.--4.

The measure and emergency passed.

SB 57, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 63** was called up for consideration.

Upon motion of Representative Jones, the **CCR** on **SB 63** was adopted.

SB 63, 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: Adkins, Armes, Askins, Auffet, Balkman, Banz, Bengel, Billy, Bingman, Blackburn, Blackwell, Braddock, Brannon, Brown, Calvey, Carey, 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), Morrisette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Richardson, Roan, Roggow, Rousselot, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--96.

Nay: Reynolds.--1.

Excused: Cargill, Case, Shelton, Toure.--4.

The measure and emergency passed.

SB 63, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 65** was called up for consideration.

Upon motion of Representative Jones, the **CCR** on **SB 65** was adopted.

SB 65, 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: 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, 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, Pruett, Reynolds, Richardson, Roan, Roggow, Rousselot, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--99.

Excused: Shelton, Toure.--2.

The measure and emergency passed.

SB 65, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 67** was called up for consideration.

Upon motion of Representative Jones, the **CCR** on **SB 67** was adopted.

SB 67, 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: Adkins, Armes, Askins, Auffet, Balkman, Banz, Bengé, Billy, Bingman, Blackburn, Blackwell, Braddock, Brannon, 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, Kiesel, Lamons, Liebmann, Lindley, 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, Richardson, Roan, Roggow, Rousselot, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Trebilcock, Turner, Walker, Wilt, Winchester, Mr. Speaker.--90.

Nay: Kern, Liotta, Reynolds, Sherrer, Wesselhoft, Worthen, Wright, Young.--8.

Excused: Brown, Shelton, Toure.--3.

The measure and emergency passed.

SB 67, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 73** was called up for consideration.

Upon motion of Representative Jones, the **CCR** on **SB 73** was adopted.

SB 73, 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: Adkins, Armes, Askins, Auffet, Banz, Benge, Billy, Bingman, Blackburn, Blackwell, Braddock, Brannon, Brown, Calvey, Carey, Cargill, Case, Coody, Cooksey, Covey, Cox, Dank, Denney, DePue, Deutschendorf, DeWitt, Dorman, Duncan, Ellis, 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), Morrissette, Nance, Nations, Newport, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Richardson, Roan, Roggow, Rousselot, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Trebilcock, Turner, Walker, Winchester, Worthen, Mr. Speaker.--89.

Nay: Balkman, Perry, Reynolds, Wesselhoft, Wilt, Wright, Young.--7.

Excused: Eddins, Gilbert, Morgan (Fred), Shelton, Toure.--5.

The measure and emergency passed.

SB 73, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 75** was called up for consideration.

Upon motion of Representative Jones, the **CCR** on **SB 75** was adopted.

SB 75, 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: 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, Ellis, 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), Morrissette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Richardson, Roan, Roggow, Rousselot, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill,

Thompson, Tibbs, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--95.

Nay: Reynolds.--1.

Excused: Eddins, Gilbert, Morgan (Fred), Shelton, Toure.--5.

The measure and emergency passed.

SB 75, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1780** was called up for consideration.

Upon motion of Representative Rousselot, the **CCR** on **HB 1780** was adopted.

HB 1780, 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, 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, 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), 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, Young, Mr. Speaker.--97.

Excused: Eddins, Gilbert, Morgan (Fred), Shelton.--4.

The measure passed.

HB 1780, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1848** was called up for consideration.

Coauthored by Representative(s) Billy, Braddock, Dank, Denney, Ingmire, Nance, Sweeden, Wesselhoft, Wright

Upon motion of Representative Steele, the **CCR** on **HB 1848** was adopted.

HB 1848, 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, 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, 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, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, 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.--97.

Excused: Eddins, Gilbert, Hastings, Perry.--4.

The measure passed.

HB 1848, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1853** was called up for consideration.

Coauthored by Representative(s) Armes, Banz, Billy, Coody, Dank, Denney, Jones, Liebmann, Miller (Doug), Miller (Ken), Smaligo, Tibbs, Trebilcock, Wesselhoft, Winchester, Worthen

Representative Cargill moved previous question, which motion prevailed upon roll call as follows:

Aye: Adkins, Armes, Balkman, Banz, Bengé, Billy, Bingman, Blackwell, Calvey, Cargill, Case, Coody, Cooksey, Cox, Dank, Denney, DePue, DeWitt, Duncan, Hastings, Hickman, Jackson, Jett, Johnson, Jones, Kern, Liebmann, Liotta, Martin, Miller (Doug), Miller (Ken), Morgan (Fred), Nance, Newport, Peters, Peterson (Pam), Peterson (Ron), Piatt, Reynolds, Richardson, Roggow, Smaligo, Steele, Sullivan, Terrill, Thompson, Tibbs, Trebilcock, Wesselhoft, Wilt, Winchester, Worthen, Young, Mr. Speaker.--54.

Nay: Askins, Auffet, Blackburn, Braddock, Brannon, Brown, Carey, Covey, Deutschendorf, Dorman, Ellis, Glenn, Hamilton, Harrison, Hilliard, Hyman, Ingmire, Kiesel, Lamons, Lindley, Mass, McCarter, McDaniel, McMullen, McPeak, Miller (Ray), Morgan (Danny), Morrissette, Nations, Plunk, Pruett, Roan, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smithson, Staggs, Sweeden, Toure, Turner, Walker, Wright.--44.

Excused: Eddins, Gilbert, Perry.--3.

Representative Steele moved adoption of the **CCR** on **HB 1853**, which motion was adopted upon roll call as follows:

Aye: 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, Peters, Peterson (Pam), Peterson (Ron), Piatt, Pruett, Reynolds, Richardson, Roan, Roggow, Shelton, Smaligo, Steele, Sullivan, Terrill, Thompson, Tibbs, Trebilcock, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--60.

Nay: Askins, Auffet, Blackburn, Braddock, Brannon, Brown, Carey, Covey, Deutschendorf, Dorman, Ellis, Glenn, Hamilton, Harrison, Hilliard, Hyman, Kiesel, Lamons, Lindley, Mass, McCarter, McDaniel, McMullen, McPeak, Miller (Ray), Morgan (Danny), Morrissette, Nations, Plunk, Rousselot, Sherrer, Shoemake, Shumate, Smithson, Staggs, Sweeden, Toure, Turner.--38.

Excused: Eddins, Gilbert, Perry.--3.

HB 1853, 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, Auffet, Balkman, Banz, Bengé, Billy, Bingman, Blackwell, Braddock, Brannon, Brown, Calvey, Carey, Cargill, Case, Coody, Cooksey, Covey, Cox, Dank, Denney, DePue, Deutschendorf, DeWitt, Dorman, Duncan, Eddins, Ellis, Glenn, Hamilton, Harrison, Hastings, 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, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, 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.--96.

Nay: Blackburn, Mass, Toure.--3.

Excused: Gilbert, Perry.--2.

The measure passed.

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

Aye: Adkins, Armes, Balkman, Banz, Bengé, Billy, Bingman, Blackwell, Calvey, Cargill, Case, Coody, Cooksey, Cox, Dank, Denney, DePue, DeWitt, Duncan, Hastings, Hickman, Hilliard, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Lamons, Liebmann, Liotta, Martin, McDaniel, McPeak, Miller (Doug), Miller (Ken), Morgan (Fred), Nance, Peters, Peterson (Pam), Peterson (Ron), Piatt, Reynolds, Richardson, Roan, Roggow, Sherrer, Smaligo, Steele, Sullivan, Terrill, Thompson, Tibbs, Trebilcock, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--61.

Nay: Askins, Auffet, Blackburn, Braddock, Brannon, Brown, Carey, Covey, Deutschendorf, Dorman, Eddins, Ellis, Glenn, Hamilton, Harrison, Hyman, Kiesel, Lindley, Mass, McCarter, Miller (Ray), Morgan (Danny), Morrisette, Nations, Plunk, Pruett, Rousselot, Shelton, Shoemake, Shumate, Smithson, Staggs, Sweden, Toure, Turner.--35.

Excused: Gilbert, McMullen, Newport, Perry, Walker.--5.

The emergency failed.

Representative Steele served notice to reconsider the vote whereby the emergency failed.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1963** was called up for consideration.

Coauthored by Representative(s) Dank, Billy, Denney, Peterson (Ron)

Upon motion of Representative Steele, the **CCR** on **HB 1963** was adopted.

HB 1963, 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: 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, 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), Morrisette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Reynolds, Richardson, Roan, Roggow, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Winchester, Worthen, Wright, Young, Mr. Speaker.--100.

Excused: Gilbert.--1.

The measure and emergency passed.

HB 1963, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1898** was called up for consideration.

Coauthored by Representative(s) Hilliard, Hyman, Roan, Shoemake

Representative Billy moved adoption of the **CCR** on **HB 1898**, which was adopted upon roll call as follows:

Aye: Armes, Balkman, Banz, Benge, Billy, Bingman, Blackburn, Blackwell, Braddock, Brannon, Brown, Calvey, Carey, Cargill, Case, Coody, Cooksey, Cox, Dank, Denney, DePue, Deutschendorf, DeWitt, Dorman, Duncan, Eddins, Ellis, Glenn, Harrison, Hastings, Hickman, Hilliard, Hyman, Ingmire, Jackson, Jett, Johnson, Jones, Kern, Kiesel, Lamons, Liebmann, Liotta, Martin, McCarter, McDaniel, Miller (Doug), Miller (Ken), Morgan (Danny), Nance, Nations, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Reynolds, Richardson, Roan, Roggow, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Trebilcock, Turner, Walker, Wesselhoft, Winchester, Worthen, Wright, Young, Mr. Speaker.--82.

Nay: Askins, Auffet, Covey, Hamilton, Lindley, Mass, McMullen, McPeak, Miller (Ray), Morrisette, Rousselot, Shelton, Staggs, Toure.--14.

Excused: Adkins, Gilbert, Morgan (Fred), Newport, Wilt.--5.

HB 1898, 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: Adkins, Armes, Askins, Auffet, Balkman, Banz, Benge, Billy, Bingman, Blackburn, Blackwell, Braddock, Brannon, Brown, Calvey, Carey, Cargill, Coody, Cooksey, Covey, Dank, Denney, DePue, Deutschendorf, DeWitt, Dorman, Duncan, Eddins, Ellis, 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), Morrisette, Nations, Newport, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, 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, Young, Mr. Speaker.--92.

Excused: Case, Cox, Gilbert, Hastings, Morgan (Fred), Nance, Perry, Pruett, Shelton.--9.

The measure and emergency passed.

HB 1898, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

RECONSIDERATION

Representative Toure moved to reconsider the vote whereby the emergency failed on **HB 1362**, 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, 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), Morrissette, Nance, Nations, Newport, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, 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.--98.

Excused: Gilbert, Morgan (Fred), Perry.--3.

The roll was called on the emergency and resulted 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, 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), Morrissette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Reynolds, Richardson, Roan, Roggow, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Worthen, Wright, Young, Mr. Speaker.--98.

Excused: Gilbert, Morgan (Fred), Winchester.--3.

The emergency passed.

HB 1362, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 236** was called up for consideration.

Coauthored by Representative(s) Askins, Hamilton, Staggs, Blackburn, McDaniel, Shelton

Upon motion of Representative Askins, the **CCR** on **SB 236** was adopted.

SB 236, 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: 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, 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), Morrisette, Nance, Nations, Newport, Perry, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Reynolds, Richardson, Roan, Roggow, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Staggs, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Wesselhoft, Wilt, Worthen, Wright, Young, Mr. Speaker.--98.

Excused: Gilbert, Morgan (Fred), Winchester.--3.

The measure and emergency passed.

SB 236, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

MESSAGES FROM THE SENATE

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

SB 28

SB 126

SB 315 – Coauthored by Representative Wesselhoft

SB 479

SB 547

SB 554

SB 648

SB 668

SB 705

SB 729
SB 779

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

Conference requested

Advising rejection of **HAs** to **SB 691** and requesting conference thereon, the Senate naming conferees as follows:

SB 691 - Fisher, Gumm, Coffee

Conference requested, with instructions

Advising rejection of **HAs** to **SB 944** and requesting conference thereon, the Senate naming conferees as follows:

SB 944 – Laster, Fisher, Coffee

The instructions are as follows:

“SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 7101 of Title 63, unless there is created a duplication in numbering, reads as follows:

This act shall be known and may be cited as the “Oklahoma Hospital Quality and Access Act”.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 7102 of Title 63, unless there is created a duplication in numbering, reads as follows:

As used in this act:

1. “Hospitals” means institutions licensed by the State Department of Health as a general or specialized hospital pursuant to Section 1-701 et seq. of Title 63 of the Oklahoma Statutes maintained primarily for the diagnosis, treatment or care of patients;
2. "Medicaid" means the medical assistance program established in Title XIX of the federal Social Security Act and administered in this state by the Oklahoma Health Care Authority; and
3. “Gross hospital patient revenues” means the gross revenue from hospital inpatient routine care services, ancillary services and outpatient services.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 7103 of Title 63, unless there is created a duplication in numbering, reads as follows:

A. For the purpose of assuring access to quality care for Oklahoma Medicaid consumers, the Oklahoma Health Care Authority is authorized to and shall assess a Hospital Quality and Access Fee pursuant to this section upon each hospital in this state, in compliance with federal statute and regulations governing Title XIX of the United States Social Security Act.

B. The Oklahoma Health Care Authority shall assess a Quality and Access Fee on hospitals of 0.875 percent of gross hospital patient revenues.

C. The Hospital Quality and Access Fee shall be based upon gross patient revenue contained in a financial survey filed pursuant to the rules developed by the Authority. The assessment shall be determined using such surveys with hospital fiscal periods ending in the base calendar year as established by the Authority. Partial year reports will be prorated for an annual basis.

D. The monthly Quality and Access Fee assessed upon each hospital shall be determined by:

1. Multiplying the gross patient revenue by the fee specified in this section; and
2. Dividing the product by twelve. The quotient is the monthly Quality and Access Fee of the hospital.

E. 1. There is hereby created in the State Treasury a revolving fund to be designated the "Hospital Quality and Access Revolving Fund".

2. The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of:

a. all monies received by the Authority pursuant to this section and otherwise specified or authorized by law,

b. monies received by the Authority due to federal financial participation pursuant to Title XIX of the Social Security Act, and

c. interest attributable to investment of money in the fund.

3. All monies accruing to the credit of the fund are hereby appropriated and shall be budgeted and expended by the Authority for the following reforms:

a. implementation of an inpatient hospital diagnosis-related group reimbursement methodology to pay for allowable services rendered to Medicaid clients and to increase Medicaid payments for inpatient hospital services,

b. to modify the emergency room case rate methodology based on a trauma level of care system,

c. to increase Medicaid payments for outpatient hospital services including Medicare co-insurance and deductible payments, and

d. to increase the Medicaid physician fee schedule to a minimum of one hundred percent (100%) of the Medicare fee schedule including Medicare co-insurance and deductible payments.

4. Expenditures from the fund shall be made upon warrants issued by the State Treasurer against claims filed as prescribed by law with the Director of State Finance for approval and payment.

5. The fund and the program specified in this section are exempt from budgetary cuts, reductions, or eliminations caused by the lack of general revenue funds. The fund is not intended to replace base year funding.

6. The reimbursement rate for hospitals shall be made in accordance with Oklahoma's Medicaid reimbursement rate methodology and the provisions of this section.

7. No hospital shall be guaranteed, expressly or otherwise, that any additional costs reimbursed to the facility will equal or exceed the amount of the Hospital Quality and Access Fee paid by the hospital.

G. 1. In the event that federal financial participation pursuant to Title XIX of the Social Security Act is not available to the Oklahoma Medicaid program, for purposes of matching expenditures from the Hospital Quality and Access Fund at the approved federal medical assistance percentage for the applicable fiscal year, the Hospital Quality and Access Fee shall be null and void as of the date of the nonavailability of such federal funding, through and during any period of nonavailability.

2. In the event of an invalidation of this section by any court of last resort under circumstances not covered in subsection H of this section, the Hospital Quality and Access Fee shall be null and void as of the effective date of that invalidation.

3. In the event that the Hospital Quality and Access Fee is determined to be null and void for any of the reasons enumerated in this subsection, any Hospital Quality and Access Fee assessed and collected for any periods after such invalidation shall be returned in full within sixty (60) days by the Oklahoma Health Care Authority to the hospital from which it was collected.

H. 1. If any provision of this section or the application thereof shall be adjudged to be invalid by any court of last resort, such judgment shall not affect, impair or invalidate the provisions of the section, but shall be confined in its operation to the provision thereof directly involved in the controversy in which such judgment was rendered. The applicability of such provision to other persons or circumstances shall not be affected thereby.

2. This subsection shall not apply to any judgment that affects the rate of the Hospitals Quality and Access Fee, its applicability to all licensed hospitals in the state, the usage of the fee for the purposes prescribed in this section, and/or the ability of the Oklahoma Health Care Authority to obtain full federal participation to match its expenditures of the proceeds of the fee.

I. The Oklahoma Health Care Authority shall promulgate rules for the implementation and enforcement of the Hospital Quality and Access Fee established by this section.

J. The Authority shall provide for administrative penalties in the event hospitals fail to:

1. Submit the Quality and Access Fee;
2. Submit the fee in a timely manner;
3. Submit reports as required by this section; or
4. Submit reports timely.

K. 1. There is hereby created the Oklahoma Hospital Medicaid Reform Advisory Committee. On and after July 1, 2005, the Committee shall be composed of seven appointed members who shall serve for terms of four (4) years and shall be appointed as follows:

a. two members, representing hospital facilities with current Medicaid contracts, shall be appointed by the President Pro Tempore of the Senate from a list submitted by a statewide association of full service rural and urban hospitals,

b. two members, representing hospital facilities with current Medicaid contracts, shall be appointed by the Speaker of the House of Representatives from a list submitted by a statewide association of full service rural and urban hospitals,

c. two members shall be appointed by the Governor from a list submitted by a statewide association of full service rural and urban hospitals. One of the members appointed by the Governor may include hospital representatives from facilities without a current Medicaid contract, and

d. the chief executive officer of a statewide association of full service rural and urban hospitals as designated by the Governor.

2. In making the appointments, the appointing authority shall also give consideration to urban, rural, gender and minority representation.

3. A chair and vice chair shall be elected by the Committee.

4. The Committee shall advise the Oklahoma Health Care Authority regarding issues of hospital funding and long-term reform issues in the Medicaid program including but not limited to the Hospital Quality and Access fee. The Committee shall monitor the revenue

collected in the Hospital Quality and Access Revolving Fund and based upon the availability of such funds make any recommendations for changes in a report filed to the Board of the Oklahoma Health Care Authority, the Speaker of the House of Representatives, the President Pro Tempore of the Senate and the Governor.

5. A vacancy in a position shall be filled in the same manner as provided in this section.

6. A majority of the members of the Committee shall constitute a quorum for the transaction of business and for taking any official action. Official action of the Committee must have a favorable vote by a majority of the members present.

7. The Committee shall act in accordance with the provisions of the Oklahoma Open Meeting Act and the Oklahoma Open Records Act.

L. 1. There is hereby created the Oklahoma Commission on Medicaid Reform directed to complete a comprehensive and thorough review of what is and is not working and how to improve service delivery and quality in the most cost-effective way possible. The Commission is charged with a number of duties, including reviewing and making recommendations with respect to the long-term goals, populations served, financial sustainability (federal and state responsibility), interaction with Medicare and the uninsured, and the quality of care provided. Potential topics for reform shall include but not be limited to administrative costs, evidence-based medicine protocols, disease management for chronic illnesses, asset transfer for nursing home coverage, pay for performance, emergency room utilization, self-directed care models and pharmacy management.

2. Medicaid is a critically important program helping meet the health care needs of a diverse population through four different programs by serving as:

- a. a source of traditional insurance for poor children and some of their parents,
- b. a payer for a complex range of acute and long term care services for the frail elderly and people with disabilities,
- c. a source of wrap-around coverage or assistance for low-income seniors and people with disabilities on Medicare, including coverage of additional benefits and assistance with Medicare premiums and co-payments, and
- d. the primary source of funding to safety net providers that serve both Medicaid patients and the uninsured.

3. In recognition of this diversity, the bill's Medicaid Commission is comprised of fifteen (15) members that reflect all the stakeholders and components in the Medicaid program. Those members include the following:

- a. four members of the State Senate appointed by the President Pro Tempore,
- b. four members of the House of Representatives appointed by the Speaker,
- c. four members representing health care professionals and/or associations appointed by the Governor, and
- d. three consumer advocates appointed; one appointed by the President Pro Tempore, one appointed by the Speaker and one appointed by the Governor.

4. The Commission shall hold public hearings, conduct its evaluations and deliberations, and issue its report and recommendations to the Board of the Oklahoma Health Care Authority, the President Pro Tempore, the Speaker and the Governor. The final report shall be submitted no later than November 1, 2006.

5. Members of the Commission may be reimbursed for their actual and necessary travel expenses as follows:

- a. commission members employed by the state shall be reimbursed by their respective employing agency pursuant to the State Travel Reimbursement Act, and

b. any other Commission member may receive reimbursement from their appointing authority.

6. Staff assistance for the Commission shall be provided by the Oklahoma House of Representative and the State Senate. The Commission may request such assistance as it may require from the Oklahoma Health Care Authority and other state government agencies as the Commission may deem relevant to its mission and duties.”

Further conference requested

Advising rejection of **CCRs** to **SB 720** and **HB 1738** and requesting further conference thereon, the Senate naming same conferees as follows:

SB 720 - GCCA

HB 1738 - Gumm, Fisher, Coffee

Returning CCRs

Returning **HBs 1044, 1056, 1288, 1384, 1411, 1444** and **1704** together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended.

The above-numbered measures, as amended by the conference committee reports, were referred for enrollment.

Returning engrossed measures

Announcing the passage of **HCRs 1021, 1022** and **1023**.

The above-numbered measures were referred for enrollment.

Conferees changed

Changing Senate conferees as follows:

SB 610 - Remove GCCA and name Gumm, Fisher, Coffee

FURTHER CONFERENCE GRANTED

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

HB 1738 – Terrill, Calvey, Rousselot, Banz, Wesselhoft

SB 720 – Peters, Adkins, Bingman, Eddins, Turner, Johnson

MESSAGE FROM THE GOVERNOR

Advising of his approval of **HB 1390** on May 24, 2005.

CCRs SUBMITTED

The conference committee reports were read on the following measures:

HB 1078, Coauthored by Representative(s) Liotta, and Coauthored by Senator(s) Shurden

HB 1094 (2nd)

HB 1158

HB 1183

HB 1482

HB 1605 (2nd)

HB 1637 (2nd)

HB 1760 (Conferees Unable to Agree)

HB 1985 (2nd)

Representative Cargill moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 9:00 a.m., Wednesday, May 25, 2005, which was the order.

Pursuant to the motion of Representative Cargill, the House was adjourned at 3:30 p.m., to reconvene Wednesday, May 25, 2005, at 9:00 a.m.