

HOUSE JOURNAL

Second Regular Session of the Fiftieth Legislature

of the State of Oklahoma

Fifty-ninth Legislative Day, Wednesday, May 17, 2006

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 Father Chris Daigle, Immaculate Conception Church, Pawhuska.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HCR 1072 was reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HR 1116 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 1058, 1460 and 1858**.

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

Conferees changed

Advising changing Senate conferees as follows:

SB 1831 - Remove GCCA and name Johnson (Constance), Cain, Anderson

SB 1965 - Remove GCCA and name Gumm, Morgan, Fisher, Hobson

HB 2882 - Remove GCCA and name Laster, Cain, Williamson

Conferees named

Advising naming GCCA as conferees on the following: **SBs 266, 926, 1400, 1498, 1752 and 1780 and HB 2618 and HJR 1058.**

Advising Senate naming Fisher and GCCA to the following: **SB 1957 and SJRs 52 and 53.**

Advising naming Senate conferees as follows:

SB 1444 - Lerblance, Fisher, Morgan

SB 1549 – Lerblance, Morgan, Fisher

SB 1579 - Lamb, Garrison, Adelson

SB 1601 - Eason McIntyre, Crutchfield, Coffee

SB 1760 - Riley, Corn, Leftwich, Laster, Cain, Taylor, Barrington, Lamb, Nichols, Reynolds

SB 1782 - Lerblance, Corn, Leftwich, Laster, Cain, Taylor, Barrington, Lamb, Nichols, Reynolds

SB 1807 - Lamb, Laster, Cain, Johnson (Constance)

SB 1850 - Cain, Eason McIntyre, Lawler, Nichols

HB 2984 - Shurden, Morgan, Fisher, Mazzei

Conference granted

Advising conference granted and the Senate naming conferees as follows:

HB 2179 - GCCA

CONFERENCE GRANTED

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

SB 266 – Perry, Thompson, Liotta, Nations, Plunk, Billy

SB 1466 – Dorman, Steele, Cox, Peterson (Ron), Morgan (Danny), Newport

SB 1498 – Covey, Calvey, Rousselot, Liotta, DeWitt, Dank

SB 1760 – Morgan (Danny), Blackwell, Turner, Trebilcock, Wilt, Case

SB 1780 – Walker, Calvey, Rousselot, Nance, Adkins, Liotta

SB 1807 – Sullivan, Blackwell, Turner, Askins, Nance, Trebilcock

CONFEREES CHANGED

The Speaker dismissed the conferees and referred **HB 1539** to GCCA.

MOTION

Representative Banz asked that the Journal reflect that had he been present in the Chamber on Tuesday, May 16, 2006, he would have voted aye on **HB 2487**, which was the order.

Representative Liotta Presiding

RESOLUTION FOR CONSIDERATION

HR 1120 was called up for consideration.

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

Upon motion of Representative Turner, **HR 1120** was considered and adopted.

HR 1120 was referred for enrollment.

Speaker Pro Tempore Winchester Presiding

RESOLUTION FOR CONSIDERATION

HR 1122 was called up for consideration.

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

Upon motion of Representative Ellis, **HR 1122** was considered and adopted.

HR 1122 was referred for enrollment.

MOTION

Upon unanimous consent request of Representative Nations, the House rescinded its Signing and Fourth Reading of **HB 2796** and requested the Honorable Senate to reconsider the vote whereby **HB 2796** passed on Third Reading, reconsider the vote whereby **HB 2796** was advanced and consider the bill further.

RESOLUTION FOR CONSIDERATION

HCR 1069 was called up for consideration.

Coauthored by Representative(s) Deutschendorf, Dorman

Upon motion of Representative Armes, **HCR 1069** was considered and adopted.

HCR 1069 was referred for engrossment.

RESOLUTION FOR CONSIDERATION

HCR 1071 was called up for consideration.

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

Authored by Senator Leftwich (principal Senate author)

Upon motion of Representative Lindley, **HCR 1071** was considered and adopted.

HCR 1071 was referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2662** was called up for consideration.

Upon motion of Representative Roan, the **CCR** on **HB 2662** was adopted.

HB 2662, 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, Blackburn, Blackwell, Braddock, Brannon, Brown, Carey, Case, Coody, Cooksey, Covey, Cox, Dank, Denney, DePue, Deutschendorf, DeWitt, Dorman, Duncan, Ellis, Gilbert, Glenn, Hamilton, Harrison, Hickman, Hilliard, Hyman, Ingmire, Jackson, Jett, Johnson, Jones, 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, Peters, Peterson (Pam), Peterson (Ron), Piatt, Plunk, Pruett, Richardson, Roan, Roggow, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Smaligo, Smithson, Steele, Sullivan, Sweeden, Terrill, Thompson, Tibbs, Toure, Trebilcock, Turner, Walker, Winchester, Worthen, Young, Mr. Speaker.--90.

Nay: Calvey, Kern, Reynolds, Wesselhoft, Wright.--5.

Excused: Cargill, Eddins, Hastings, Perry, Staggs, Wilt.--6.

The measure passed.

HB 2662, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2771** was called up for consideration.

Upon motion of Representative Smithson, the **CCR** on **HB 2771** was adopted.

HB 2771, 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, 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), 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, Winchester, Worthen, Young, Mr. Speaker.--94.

Nay: Wright.--1.

Excused: Cargill, Case, Hastings, Miller (Ray), Staggs, Wilt.--6.

The measure passed.

HB 2771, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

MESSAGES FROM THE SENATE

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

SB 756

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

Concurrence in HAs

Announcing the concurrence of Senate in **HAs** to **SB 1095, 1359, 1479, 1574** and **1971** and the passage of said measures, as amended thereby.

Conferee added

Advising the Senate is adding Schulz as a member of GCCA.

Returning engrossed measure

Announcing the passage of **HCR 1070**, Coauthored by all members of the Senate.

The above-numbered measure was referred for enrollment.

Conference requested

Advising rejection of **HAs** to Engrossed **SBs 1324, 1397, 1675** and **1800** and requesting conference thereon, the Senate naming conferees later.

Transmitting engrossed measure

Announcing the passage of the following engrossed measure.

The measure was introduced and read.

SCR 55 – By Wilson, Adelson, Aldridge, Anderson, Barrington, Bass, Branan, Brogdon, Cain, Capps, Coates, Coffee, Corn, Crain, Crutchfield, Easley, Eason McIntyre, Fisher, Ford, Garrison, Gumm, Harrison, Hobson, Johnson (Constance), Johnson (Mike), Jolley, Justice, Kerr, Lamb, Laster, Laughlin, Lawler, Leftwich, Lerblance, Mazzei, Monson, Morgan, Myers, Nichols, Paddack, Pruitt, Rabon, Reynolds, Riley, Shurden, Taylor, Wilcoxson, Williamson and Wyrick of the Senate and Brown of the House.

A Resolution congratulating the Sequoyah High School Lady Indians for winning the Class 3A State Basketball Championship; commending them for winning their second consecutive title; and directing distribution.

FIRST READING

The following was introduced and read for the first time:

HJR 1075 – By Reynolds of the House and Brogdon of the Senate.

A Joint Resolution relating to Rules of the Ethics Commission; amending Rule 257:1-1-6 of the Rules of the Ethics Commission (74 O.S. Supp. 2005, Ch. 62, App.), which relates to powers and responsibilities of the Commission; modifying requirement that Commission records be made available to the public; directing distribution; and declaring an emergency.

RESOLUTIONS

The following were introduced and read:

HCR 1076 – By Miller (Ken) and Morgan (Fred) of the House and Jolley of the Senate.

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

HR 1128 – By Hiatt.

A Resolution relating to the business and property of the House of Representatives during the interim; authorizing the employment of necessary personnel; providing for repairs to offices and equipment and the purchase of equipment, supplies, furniture, and fixtures, and for the approval of claims therefor; providing for appointment of persons to committees; and authorizing travel expenses for members and employees on official business.

CCRs SUBMITTED

The conference committee reports were read on the following measures:

HB 1313, Remove Representative McCarter as principal House author and substitute with Representative Johnson, and Coauthored by Representative(s) McCarter

HB 1646

HB 1757

HB 2097

HB 2157

HB 2412

HB 2490

HB 2538

HB 2554

HB 2585**HB 2611****HB 2619****HB 2749****HB 2882**

Representative Sullivan moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 1:30 p.m., Thursday, May 18, 2006, which was the order.

Pursuant to the motion of Representative Sullivan, the House was adjourned at 3:10 p.m., to reconvene Thursday, May 18, 2006, at 1:30 p.m.