

# HOUSE JOURNAL

**First Regular Session of the Fifty-third Legislature**

**of the State of Oklahoma**

**Twenty-ninth Legislative Day, Tuesday, March 29, 2011**

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

The roll was called with 98 Members present.

The following Members were excused: Dank, Enns, Russ.—3.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Pastor Brent Kellogg, Cornerstone Church, Sand Springs.

The Journal for the last legislative day was approved.

## **ENGROSSED AND ENROLLED MEASURES**

**HAs to SBs 102, 527 and 943** were reported correctly engrossed, properly signed, in open session, and the measures, as amended, were ordered returned to the Honorable Senate.

## **GENERAL ORDER**

**SB 862** by Sykes et al of the Senate and Sullivan of the House was read and considered.

Coauthored by Representative(s) Tibbs

Representative Reynolds moved to amend **SB 862**, Page 2, Section 1, Line 15 by deleting “2011” and inserting “2012”.

Representative Sullivan moved to table the Reynolds amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Armes, Banz, Brumbaugh, Casey, Cockroft, Coody, Cooksey, Cox, Denney, Derby, DeWitt, Farley, Faught, Grau, Hall, Hardin, Hickman, Holland, Jackson, Johnson, Jordan, Joyner, Kern, Liebmann, Martin (Scott), Martin (Steve), McAffrey, McCullough, Moore, Mulready, Murphey, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Quinn, Richardson, Roberts (Dustin), Sanders, Sears, Shannon, Sullivan, Thomsen, Tibbs, Vaughan, Watson, Wright, Mr. Speaker.--51.

Nay: Bennett, Brown, Cannaday, Condit, Dorman, Fourkiller, Glenn, Hamilton, Hoskin, Key, Kouplen, Lockhart, McDaniel (Jeannie), Morgan, Morrissette, Proctor, Pruett, Renegar, Reynolds, Ritze, Rousselot, Shelton, Sherrer, Terrill, Virgin, Walker, Williams.--27.

Excused: Billy, Blackwell, Christian, Dank, Enns, Hilliard, Inman, Kirby, McDaniel (Randy), McNiel, McPeak, Nelson, Pittman, Roan, Roberts (Sean), Russ, Schwartz, Scott, Shoemake, Shumate, Stiles, Trebilcock, Wesselhoft.--23.

Representative Sullivan moved that **SB 862** be advanced from General Order, which motion was declared adopted.

### **THIRD READING**

**SB 862** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Billy, Blackwell, Brumbaugh, Casey, Cockroft, Coody, Cooksey, Cox, Denney, Derby, DeWitt, Farley, Faught, Grau, Hall, Hardin, Hickman, Hilliard, Holland, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Moore, Morgan, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pruett, Quinn, Richardson, Ritze, Roberts (Dustin), Roberts (Sean), Sanders, Schwartz, Sears, Shannon, Stiles, Sullivan, Tibbs, Trebilcock, Vaughan, Watson, Wesselhoft, Wright, Mr. Speaker.--64.

Nay: Bennett, Brown, Cannaday, Christian, Condit, Dorman, Fourkiller, Glenn, Hamilton, Hoskin, Inman, Key, Kouplen, Lockhart, McAffrey, McDaniel (Jeannie), McPeak, Morrissette, Pittman, Proctor, Renegar, Reynolds, Roan, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Terrill, Virgin, Walker, Williams.--32.

Excused: Dank, Enns, Russ, Scott, Thomsen.--5.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 862** and ordered same returned to the Honorable Senate.

## GENERAL ORDER

**SB 865** by Sykes et al of the Senate and Sullivan of the House was read and considered.

Representative Reynolds moved to amend **SB 865**, Page 1, Section 1, Line 18 by deleting the word “shall” and inserting the word “may”; by deleting on Line 20 the words “Any amount that a jury” and by deleting Lines 21 thru 24.

Representative Sullivan moved to table the Reynolds amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Armes, Banz, Billy, Brumbaugh, Casey, Cockroft, Coody, Cooksey, Cox, Denney, Derby, DeWitt, Farley, Faught, Hall, Hardin, Hickman, Holland, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peterson, Quinn, Richardson, Roberts (Sean), Sanders, Schwartz, Scott, Sears, Stiles, Sullivan, Tibbs, Vaughan, Watson, Wesselhoft, Wright, Mr. Speaker.--55.

Nay: Brown, Cannaday, Christian, Condit, Dorman, Fourkiller, Glenn, Hamilton, Hilliard, Hoskin, Inman, Key, Kouplen, Lockhart, McAffrey, McDaniel (Jeannie), McPeak, Morrissette, Pittman, Proctor, Pruett, Renegar, Reynolds, Ritze, Roan, Rousselot, Shelton, Sherrer, Shoemake, Shumate, Terrill, Walker.--32.

Excused: Bennett, Blackwell, Dank, Enns, Grau, Morgan, Peters, Roberts (Dustin), Russ, Shannon, Thomsen, Trebilcock, Virgin, Williams.--14.

Representative Sullivan moved that **SB 865** be advanced from General Order, which motion was declared adopted.

## THIRD READING

**SB 865** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Billy, Brumbaugh, Casey, Christian, Cockroft, Coody, Cooksey, Cox, Denney, Derby, DeWitt, Farley, Faught, Grau, Hall, Hardin, Hickman, Holland, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Quinn, Reynolds, Richardson, Ritze, Roberts (Dustin), Roberts (Sean), Sanders, Schwartz, Sears, Shannon, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Vaughan, Watson, Wesselhoft, Wright, Mr. Speaker.--65.

Nay: Bennett, Brown, Cannaday, Condit, Dorman, Fourkiller, Glenn, Hamilton, Hilliard, Hoskin, Inman, Kouplen, Lockhart, McAffrey, McDaniel (Jeannie), McPeak, Morgan, Morrisette, Pittman, Proctor, Pruett, Renegar, Roan, Rousselot, Scott, Shelton, Sherrer, Shoemake, Shumate, Walker.--30.

Excused: Blackwell, Dank, Enns, Russ, Virgin, Williams.--6.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 865** and ordered same returned to the Honorable Senate.

## **MESSAGES FROM THE SENATE**

Advising fourth reading of and transmitting for signature Enrolled **SBs 16, 131, 137, 157 and 940.**

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

### **Returning engrossed measures**

Announcing the passage of **HBs 1197**, Coauthored by Senators Johnson (Constance), Brecheen, **1441, 1666**, Coauthored by Senators Allen, Treat, Brecheen and Representative Cooksey.

The above-numbered measures were referred for enrollment.

## **COMMITTEE REPORTS**

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

### **DO PASS:**

**SB 45** – Transportation

**SB 82** – Transportation

**SB 126** – Transportation

**SB 253** – Veterans and Military Affairs, Coauthored by Representative(s) Banz

**SB 304** – Transportation

**SB 331** – Judiciary, Coauthored by Representative(s) Brumbaugh

**SB 406** – Judiciary

**SB 498** – Judiciary

**SB 614** – Judiciary

**SB 657** – Judiciary

DO PASS, As Amended:

**CS for SB 138** – Veterans and Military Affairs

**CS for SB 285** – Judiciary

**CS for SB 347** – Judiciary

**CS for SB 521** – Judiciary

**CS for SB 815** – Judiciary

**CS for SB 852** – Judiciary

Representative Jackson moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 1:30 p.m., Wednesday, March 30, 2011, which was the order.

Pursuant to the motion of Representative Jackson, the House was adjourned at 10:35 a.m., to reconvene Wednesday, March 30, 2011, at 1:30 p.m.