

HOUSE JOURNAL

First Regular Session of the Fifty-third Legislature

of the State of Oklahoma

Fifty-fourth Legislative Day, Thursday, May 12, 2011

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

The roll was called with 100 Members present.

The following Member was excused: Enns.—1.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Pastor Keith Walker, The Church of Battle Creek, Broken Arrow. Pastor Walker was sponsored by Representative Sullivan.

Upon motion of Representative Thomsen, Pastor Walker was confirmed as House Chaplain for this legislative day.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HBs 1232, 1234, 1321 and 1381 were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

SECOND READING

The following were read for the second time and referred to committee:

HB 2170 – Joint Committee on Appropriations and Budget

HB 2171 – Joint Committee on Appropriations and Budget

HB 2172 – Joint Committee on Appropriations and Budget

HB 2173 – Joint Committee on Appropriations and Budget

HB 2174 – Joint Committee on Appropriations and Budget
HB 2175 – Joint Committee on Appropriations and Budget
HB 2176 – Joint Committee on Appropriations and Budget
HB 2177 – Joint Committee on Appropriations and Budget
HB 2178 – Joint Committee on Appropriations and Budget
HB 2179 – Joint Committee on Appropriations and Budget

MESSAGES FROM THE SENATE

Advising fourth reading of and transmitting for signature Enrolled **SBs 248, 571, 574, 593, 629, 658, 674, 722, 731, 763, 837, 891 and 902.**

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

Transmitting engrossed measure

Announcing the passage of engrossed **SCR 18**, Coauthored by all other Senators. The measure was introduced and read.

SCR 18 – By Halligan, Adelson, Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Brown, Burrage, Coates, Crain, David, Eason McIntyre, Ellis, Fields, Ford, Garrison, Holt, Ivester, Johnson (Constance), Johnson (Rob), Jolley, Justice, Laster, Lerblance, Marlatt, Mazzei, Myers, Newberry, Nichols, Paddack, Reynolds, Rice, Russell, Schulz, Shortey, Simpson, Sparks, Stanislawski, Sykes, Treat, Wilson and Wyrick of the Senate and Williams, Denney and Casey of the House.

A Concurrent Resolution commending Renae Perry for her accomplishments and being named the state winner of the Poetry Out Loud competition; and directing distribution.

Concurrence in HAs

Announcing the concurrence of Senate in **HAs to SBs 363, 623 and 788** and the passage of said measures, as amended thereby.

Transmitting CCR

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

SB 854, Coauthored by Representatives Kirby and Pittman

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

Conference granted, conferees named

Advising conference granted and the Senate naming conferees as follows:

HB 1743 – Sykes, Newberry, Johnson (Rob), Simpson, Ivester, Ellis

Conferees named

Advising the Senate naming conferees as follows:

SB 115 – Ivester, Johnson (Rob), Sykes, Russell, Ballenger, Simpson

SB 194 – Myers, Brown, Anderson, Crain, Rice, Bass

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2145** was called up for consideration.

Upon motion of Representative DeWitt, the **CCR** on **HB 2145** was adopted.

HB 2145, as amended in conference, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Armes, Banz, Billy, Blackwell, Brown, Brumbaugh, Casey, Christian, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Farley, Faught, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Morgan, Morrisette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Vaughan, Virgin, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--93.

Nay: Cannaday, Condit, Walker.--3.

Excused: Bennett, Enns, Moore, Russ, Stiles.--5.

The measure passed.

HB 2145, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1594** was called up for consideration.

Upon motion of Representative Martin (Steve), the **CCR** on **HB 1594** was adopted.

HB 1594, as amended in conference, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Banz, Bennett, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Farley, Faught, Fourkiller, Hall, Hamilton, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Morgan, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--95.

Nay: Grau.--1.

Excused: Armes, Enns, Glenn, Moore, Morrisette.--5.

The measure passed.

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

Aye: Billy, Blackwell, Brumbaugh, Casey, Cockroft, Coody, Cox, Denney, Derby, DeWitt, Farley, Grau, Hall, Hardin, Hickman, Holland, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Quinn, Richardson, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Shannon, Sullivan, Thomsen, Tibbs, Trebilcock, Vaughan, Watson, Wesselhoft, Wright, Mr. Speaker.--56.

Nay: Bennett, Brown, Cannaday, Christian, Condit, Dorman, Fourkiller, Hamilton, Hilliard, Hoskin, Inman, Kouplen, Lockhart, McAffrey, McDaniel (Jeannie), McPeak, Morgan, Pittman, Proctor, Pruett, Renegar, Reynolds, Roan, Rousselot, Scott, Shelton, Sherrer, Shoemake, Shumate, Terrill, Virgin, Walker, Williams.--33.

Excused: Armes, Banz, Cooksey, Dank, Enns, Faught, Glenn, McNiel, Moore, Morrissette, Ritze, Stiles.--12.

The emergency failed.

HB 1594, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1854** was called up for consideration.

Coauthored by Representative(s) Ritze

Upon motion of Representative Shumate, the **CCR** on **HB 1854** was adopted.

HB 1854, as amended in conference, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Armes, Banz, Bennett, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Farley, Fourkiller, Glenn, Grau, Hall, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Kouplen, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Morgan, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--95.

Excused: Enns, Faught, Hamilton, Key, Moore, Morrissette.--6.

The measure passed.

HB 1854, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

MESSAGES FROM THE SENATE

Announcing that Enrolled **HBs 1232, 1234, 1321** and **1381** 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.

Returning CCRs

Returning **HBs 1489** and **1918** 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.

Concurrence in HAs

Announcing the concurrence of Senate in **HAs** to **SBs 102** and **778** and the passage of said measures, as amended thereby.

Conferees named

Advising the Senate naming conferees as follows:

SB 521 – Crain, Sykes, Anderson, Johnson (Rob), Laster, Burrage

SB 852 – GCCA

SJR 16 – GCCA

FIRST READING

The following was introduced and read for the first time:

HB 2180 – By Sears and Martin (Scott) of the House and Myers and Jolley of the Senate.

An Act relating to the Oklahoma School of Science and Mathematics; making an appropriation to the Board of Trustees of the Oklahoma School of Science and Mathematics; stating purpose; requiring expenditure of certain sum for certain purpose; requiring budgeting in certain categories and amounts; requiring performance measures; making certain students eligible for certain programs; requiring budgeting of certain funds in certain years; providing lapse dates; requiring certain budget procedures; prohibiting certain budget procedures; providing an effective date; and declaring an emergency.

CCRs SUBMITTED

The conference committee reports were read on the following measures:

HB 1079

HB 1243

HB 1271

HB 1319, Coauthored by Representative(s) Derby

HB 1473

HB 1507

HB 1652

COMMITTEE REPORTS

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

DO PASS:

HB 2170 – Joint Committee on Appropriations and Budget

HB 2171 – Joint Committee on Appropriations and Budget

HB 2172 – Joint Committee on Appropriations and Budget

HB 2173 – Joint Committee on Appropriations and Budget

HB 2174 – Joint Committee on Appropriations and Budget

HB 2175 – Joint Committee on Appropriations and Budget

HB 2176 – Joint Committee on Appropriations and Budget

HB 2177 – Joint Committee on Appropriations and Budget

HB 2178 – Joint Committee on Appropriations and Budget

HB 2179 – Joint Committee on Appropriations and Budget

Representative Sullivan moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 9:00 a.m., Friday, May 13, 2011, which was the order.

Pursuant to the motion of Representative Sullivan, the House was adjourned at 12:00 p.m., to reconvene Friday, May 13, 2011, at 9:00 a.m.