

# HOUSE JOURNAL

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

**of the State of Oklahoma**

**Fifty-eighth Legislative Day, Wednesday, May 18, 2011**

The House was called to order by Representative Denney.

The roll was called with 101 Members present.

Representative Denney declared a quorum present.

Prayer was offered by Pastor Jason Yarbrough, First Baptist Church, Holdenville.

The Journal for the last legislative day was approved.

## **ENGROSSED AND ENROLLED MEASURES**

**HBs 1002, 1079, 1086, 1243, 1271, 1285, 1363, 1473, 1507, 2170, 2173, 2176, 2177, 2178 and 2179** were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

**HCR 1013** was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Honorable Senate.

## **SECOND READING**

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

**HB 2185** – Joint Committee on Appropriations and Budget

**MESSAGES FROM THE SENATE**

Advising fourth reading of and transmitting for signature Enrolled **SB 435**.

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

Advising the signing of and transmitting for signature Enrolled **SCR 18**.

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

**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 878**, Coauthored by Senator Branan

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

**Returning CCR**

Returning **HB 1202** together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended.

The above-numbered measure, as amended by the conference committee report, was referred for enrollment.

**Conferees named**

Advising the Senate naming GCCA as conferees as follows:

**SB 286** – GCCA

**PENDING CONSIDERATION OF SAs**

**SAs** to **HB 1223** were called up for consideration.

Representative McCullough moved that the House adopt the **SAs** to **HB 1223**.

Representative Dorman moved to table the McCullough motion, which tabling motion failed of adoption upon roll call as follows:

Aye: Brown, Cannaday, Casey, Condit, DeWitt, Dorman, Fourkiller, Glenn, Hoskin, Inman, Jordan, Key, Kouplen, Lockhart, McAffrey, McDaniel (Jeannie), Pittman, Proctor, Pruett, Renegar, Reynolds, Ritze, Roan, Rousselot, Russ, Scott, Sherrer, Shoemake, Thomsen, Virgin, Williams.--31.

Nay: Banz, Billy, Blackwell, Brumbaugh, Christian, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, Enns, Farley, Faught, Grau, Hall, Hardin, Holland, Jackson, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), Moore, Mulready, Murphey, Nelson, Newell, Nollan, Ownbey, Peters, Peterson, Quinn, Richardson, Roberts (Dustin), Sanders, Schwartz, Sears, Stiles, Sullivan, Terrill, Tibbs, Vaughan, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--50.

Excused: Armes, Bennett, Hamilton, Hickman, Hilliard, Johnson, Joyner, Kern, Kirby, McNiel, McPeak, Morgan, Morrisette, Ortega, Osborn, Roberts (Sean), Shannon, Shelton, Shumate, Trebilcock.--20.

Representative Proctor raised a point of order that the Floor Agenda shows that this measure is not available for consideration until the next legislative day.

Representative Proctor raised a point of order as to whether it was in order to consider a motion to adopt **SAs** to **HB 1223** because the measure had not been published on the House Floor Agenda until the present day and the measure was therefore not available for consideration until the next legislative day.

The Presiding Officer stated that the measure was scheduled on the Floor Agenda on May 2, 2011, and as such, it was presently in order for consideration. The Presiding Officer further stated that as a courtesy to the Members the measure would be temporarily withdrawn from consideration to permit additional review of the Senate amendments.

Representative Thomsen raised a point of inquiry as to whether the measure under consideration was the same measure that had previously failed in the House.

The Presiding Officer stated that while the motion to adopt the **SAs** to **HB 1223** had failed of adoption, the measure itself had not failed.

Representative Inman raised a point of order as to whether it was proper to consider a renewed motion to adopt the **SAs** to **HB 1223** when the same motion had been previously defeated by the House.

The Presiding Officer ruled that because the motion had failed on a previous legislative day resulting in a change in the parliamentary situation, a renewed motion to adopt **SAs** to **HB 1223** was in order.

**SAs** to **HB 1223** were withdrawn from consideration.

**GENERAL ORDER**

**HB 2184** by Sears of the House and Myers et al of the Senate was read and considered.

Representative Peters moved adoption of the Joint Committee Report on **HB 2184**, which motion was declared adopted upon roll call as follows:

Aye: Armes, Banz, Billy, Brumbaugh, Coody, Cooksey, Dank, Denney, DeWitt, Enns, Faught, Grau, Hall, Hardin, Hickman, Holland, Jackson, Johnson, Jordan, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, Moore, Morgan, Mulready, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Pruett, Quinn, Richardson, Roberts (Sean), Russ, Schwartz, Scott, Sears, Shannon, Sherrer, Sullivan, Trebilcock, Vaughan, Watson, Wright, Mr. Speaker.--52.

Nay: Brown, Cannaday, Casey, Christian, Cockroft, Condit, Cox, Derby, Farley, Fourkiller, Glenn, Hamilton, Hilliard, Hoskin, Inman, Joyner, Kern, Key, Lockhart, McAffrey, McPeak, Morrissette, Newell, Nollan, Peterson, Pittman, Proctor, Renegar, Reynolds, Ritze, Roan, Roberts (Dustin), Rousselot, Sanders, Shelton, Shoemake, Shumate, Stiles, Terrill, Thomsen, Tibbs, Virgin, Williams.--43.

Excused: Bennett, Blackwell, Dorman, Kouplén, Walker, Wesselhoft.--6.

**THIRD READING**

**HB 2184** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Billy, Brumbaugh, Coody, Cooksey, Dank, Denney, DeWitt, Enns, Faught, Grau, Hall, Hardin, Hickman, Holland, Jackson, Johnson, Jordan, Joyner, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, Moore, Morgan, Mulready, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Pruett, Quinn, Richardson, Roberts (Sean), Russ, Schwartz, Sears, Shannon, Sherrer, Sullivan, Trebilcock, Vaughan, Watson, Wright, Mr. Speaker.--52.

Nay: Blackwell, Brown, Cannaday, Casey, Christian, Cockroft, Condit, Cox, Derby, Dorman, Farley, Fourkiller, Glenn, Hamilton, Hilliard, Hoskin, Inman, Kern, Key, Kouplén, Lockhart, McAffrey, McPeak, Morrissette, Newell, Nollan, Peterson, Pittman, Proctor, Renegar, Reynolds, Ritze, Roan, Roberts (Dustin), Rousselot, Sanders, Scott, Shelton, Shoemake, Shumate, Stiles, Terrill, Thomsen, Tibbs, Virgin, Walker, Wesselhoft, Williams.--48.

Excused: Bennett.--1.

The measure passed.

Representative Peters served notice to reconsider the vote whereby **HB 2184** passed.

#### **PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 250** was called up for consideration.

Coauthored by Representative(s) Roberts (Dustin), Sanders

Upon motion of Representative Armes, the **CCR** on **SB 250** was adopted.

**SB 250**, 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, Cannaday, Casey, Christian, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, 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), McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morgan, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Ownbey, Peters, Peterson, Pittman, Proctor, Pruet, Quinn, Renegar, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Shannon, Shelton, Sherrer, Shoemake, Shumate, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--96.

Excused: Bennett, Martin (Steve), McAffrey, Osborn, Sears.--5.

The measure passed.

**SB 250**, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

**MESSAGES FROM THE SENATE**

Announcing that Enrolled **HBs 1002, 1079, 1086, 1243, 1271, 1285, 1363, 1473, 1507, 2170, 2173, 2176, 2177, 2178 and 2179** 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.

Announcing that Enrolled **HCR 1013** has been signed by the Presiding Officer of Senate, in open session.

The above measure was ordered filed with the Secretary of State.

**Returning engrossed measure**

Announcing the passage of **HB 2171**.

The above-numbered measure was referred for enrollment.

**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 272**, Remove Senator Stanislawski as principal Senate author and substitute with Senator Aldridge and Coauthored by Senator Stanislawski

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

**PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1226** was called up for consideration.

Coauthored by Representative Kern

Upon motion of Representative Ownbey, the **CCR** on **HB 1226** was adopted.

**HB 1226**, 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, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Farley, Faught, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, Hilliard, Holland, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Liebmann, Martin (Scott), Martin (Steve),

McCullough, McDaniel (Randy), McNeil, Moore, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Proctor, Pruett, Quinn, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Sears, Shannon, Shoemake, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Vaughan, Walker, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--77.

Nay: Bennett, Cannaday, Hoskin, Inman, McDaniel (Jeannie), McPeak, Morgan, Morrissette, Peterson, Pittman, Reynolds, Shelton, Sherrer, Shumate.--14.

Excused: Christian, Fourkiller, Lockhart, McAffrey, Renegar, Richardson, Ritze, Roan, Scott, Virgin.--10.

The measure passed.

**HB 1226**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

## **RECONSIDERATION**

Representative Peters moved to reconsider the vote whereby **HB 2184** passed.

Representative Hickman moved to table the Peters motion.

Representative Terrill raised a point of order as to whether pursuant to House Rule 7.11, paragraph (d) it was proper to consider **HB 2184** because the published fiscal analysis stated there was no fiscal impact on the measure.

The Presiding Officer stated that the question of whether a measure reported from the Joint Committee on Appropriations and Budget has a fiscal impact is a jurisdictional question pursuant to Joint Rule 7, paragraph (d) and that upon a motion to reconsider the measure, the main question would again be under consideration thus allowing the Presiding Officer to review a jurisdictional question such as this.

The Presiding Officer stated that the pending motion was the motion to table and that upon failure of the motion to table, the motion to reconsider would again be before the House and at that time the Presiding Officer would take cognizance of the jurisdictional question.

Representative Hickman pressed his motion to table the Peters reconsideration motion, which motion was declared adopted upon a division of the question.

**HB 2184** was referred for engrossment.

**MOTION**

Representative Sullivan moved that the House stand in recess until 2:00 p.m., which was the order.

**Representative Denney Presiding****MESSAGES FROM THE SENATE**

Returning **HBs 1304, 1953**, Coauthored by Senators Sparks and Rice and **2156** 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 123**

**SB 154**

**SB 398**

**SB 729**

**SB 772**

**SB 782**

**SB 798**

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

**Conferees changed**

Advising the Senate removing GCCA and naming conferees as follows:

**SB 709** – Sykes, Schulz, Bingman, Jolley, Ivester, Burrage

**Conferees named**

Advising the Senate naming conferees as follows:

**SB 952** – Nichols, Barrington, Newberry, David, Burrage, Garrison

## **ENGROSSED AND ENROLLED MEASURES**

**HB 2184** was reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

## **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1954** was called up for consideration.

Upon motion of Representative McNiel, the **CCR** on **HB 1954** was adopted.

**HB 1954**, 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, Blackwell, Brown, Cannaday, Casey, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, DeWitt, Dorman, Enns, Farley, Faught, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, Hilliard, Hoskin, Inman, Jackson, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morgan, Morrissette, Mulready, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Richardson, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Sanders, Schwartz, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Stiles, Sullivan, Thomsen, Tibbs, Trebilcock, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--86.

Nay: Bennett, Brumbaugh, Derby, Holland, Johnson, Murphey, Newell, Reynolds, Ritze.--9.

Excused: Billy, Christian, Nelson, Russ, Scott, Terrill.--6.

The measure passed.

**HB 1954**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

## **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1601** was called up for consideration.

Upon motion of Representative Stiles, the **CCR** on **HB 1601** was adopted.

**HB 1601**, 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, Enns, Farley, Faught, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Kouplén, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morgan, Morrissette, 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, Shoemake, Shumate, Stiles, Sullivan, Thomsen, Tibbs, Trebilcock, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--98.

Excused: Russ, Sherrer, Terrill.--3.

The measure passed.

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

Aye: Banz, Billy, Brown, Brumbaugh, Casey, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Enns, Farley, Faught, Grau, Hall, Hardin, Holland, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Newell, Ortega, Osborn, Ownbey, Peters, Peterson, Pruett, Richardson, Roberts (Dustin), Roberts (Sean), Sanders, Schwartz, Shannon, Stiles, Sullivan, Tibbs, Trebilcock, Vaughan, Watson, Wesselhoft, Wright, Mr. Speaker.--57.

Nay: Bennett, Cannaday, Christian, Condit, Dorman, Fourkiller, Glenn, Hamilton, Hilliard, Hoskin, Inman, Kouplén, Lockhart, McAffrey, McDaniel (Jeannie), McPeak, Morgan, Pittman, Proctor, Renegar, Reynolds, Ritze, Rousselot, Shelton, Shoemake, Shumate, Virgin, Williams.--28.

Excused: Armes, Blackwell, Hickman, Key, Morrissette, Nelson, Nollan, Quinn, Roan, Russ, Scott, Sears, Sherrer, Terrill, Thomsen, Walker.--16.

The emergency failed.

**HB 1601**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

**PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1488** was called up for consideration.

Upon motion of Representative Brumbaugh, the **CCR** on **HB 1488** was adopted.

**HB 1488**, 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, Brumbaugh, Cannaday, Casey, Christian, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Farley, Faught, Grau, Hall, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Liebmann, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Randy), McNiel, Moore, Morgan, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Proctor, Pruett, Quinn, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Sherrer, Shoemake, Stiles, Sullivan, Thomsen, Tibbs, Trebilcock, Vaughan, Walker, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--85.

Nay: Condit, Fourkiller, Glenn, Hamilton, Lockhart, McDaniel (Jeannie), McPeak, Pittman, Renegar, Shelton, Shumate, Virgin.--12.

Excused: Brown, Morrissette, Russ, Terrill.--4.

The measure passed.

**HB 1488**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

**PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1475** was called up for consideration.

Upon motion of Representative Armes, the **CCR** on **HB 1475** was adopted.

**HB 1475**, 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, Brown, Cannaday, Casey, Condit, Coody, Cooksey, Cox, Dank, Denney, DeWitt, Dorman, Enns, Farley, Faught, Fourkiller, Glenn, Grau, Hall, Hickman, Hilliard, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Kouplen, Liebmann, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Morgan, Morrissette, Mulready, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Renegar, Richardson, Roan, Rousselot, Sanders, Schwartz, Scott, Sears, Shannon, Shelton,

Sherrer, Shoemake, Shumate, Sullivan, Thomsen, Tibbs, Trebilcock, Vaughan, Virgin, Walker, Watson, Williams, Wright, Mr. Speaker.--79.

Nay: Bennett, Blackwell, Brumbaugh, Christian, Cockroft, Derby, Hamilton, Hardin, Holland, Key, Lockhart, Moore, Murphey, Quinn, Reynolds, Ritze, Roberts (Dustin), Roberts (Sean), Stiles, Wesselhoft.--20.

Excused: Russ, Terrill.--2.

The measure passed.

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

Aye: Armes, Banz, Billy, Blackwell, Cockroft, Dank, Denney, DeWitt, Enns, Faught, Glenn, Hall, Hickman, Jordan, Joyner, Kern, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Ortega, Osborn, Ownbey, Peters, Peterson, Pruett, Richardson, Sanders, Shannon, Sullivan, Thomsen, Tibbs, Trebilcock, Vaughan, Watson, Wright, Mr. Speaker.--40.

Nay: Bennett, Brumbaugh, Cannaday, Casey, Christian, Condit, Derby, Dorman, Fourkiller, Grau, Hamilton, Hardin, Hilliard, Holland, Hoskin, Inman, Jackson, Key, Kouplen, Lockhart, McAffrey, McDaniel (Jeannie), McPeak, Moore, Mulready, Murphey, Nelson, Newell, Nollan, Pittman, Proctor, Quinn, Renegar, Reynolds, Ritze, Roberts (Dustin), Roberts (Sean), Sherrer, Stiles, Virgin, Wesselhoft, Williams.--42.

Excused: Brown, Coody, Cooksey, Cox, Farley, Johnson, Morgan, Morrissette, Roan, Rousselot, Russ, Schwartz, Scott, Sears, Shelton, Shoemake, Shumate, Terrill, Walker.--19.

The emergency failed.

**HB 1475**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

## **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 2140** was called up for consideration.

Upon motion of Representative Murphey, the **CCR** on **HB 2140** was adopted.

**HB 2140**, 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, Brumbaugh, Casey, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Enns, Farley, Faught, Grau, Hall, Hardin, Hickman, Holland, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Liebmann, Martin (Scott), McCullough, McDaniel (Randy), McNiel, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Quinn, Reynolds, Richardson, Ritze, Roberts (Dustin),

Roberts (Sean), Russ, Sanders, Schwartz, Sears, Shannon, Stiles, Sullivan, Thomsen, Tibbs, Trebilcock, Vaughan, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--64.

Nay: Bennett, Blackwell, Brown, Cannaday, Christian, Condit, Dorman, Fourkiller, Glenn, Hamilton, Hilliard, Hoskin, Inman, Key, Kouplén, Lockhart, Martin (Steve), McAffrey, McDaniel (Jeannie), McPeak, Moore, Morgan, Morrissette, Pittman, Proctor, Pruett, Renegar, Roan, Rousselot, Scott, Shelton, Sherrer, Shoemake, Virgin, Williams.--35.

Excused: Shumate, Terrill.--2.

The measure passed.

**HB 2140**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

#### **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1284** was called up for consideration.

Coauthored by Representative(s) Hoskin, Sherrer, Lockhart, Hilliard, Tibbs

Upon motion of Representative Dank, the **CCR** on **HB 1284** was adopted.

**HB 1284**, 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: Armes, Banz, Bennett, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cockroft, Condit, 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, Kouplén, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Moore, Morgan, Morrissette, 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.--98.

Excused: Billy, Enns, McNiel.--3.

The measure and emergency passed.

**HB 1284**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

**Representative Peters Presiding****PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1231** was called up for consideration.

Upon motion of Representative Ownbey, the **CCR** on **HB 1231** was adopted.

**HB 1231**, 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, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Farley, Faught, Fourkiller, Grau, Hall, Hamilton, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Kouplén, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Moore, Morgan, Morrisette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Proctor, Pruett, Quinn, Renegar, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--96.

Excused: Billy, Glenn, McNiel, Pittman, Schwartz.--5.

The measure passed.

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

Aye: Armes, Banz, Blackwell, Brumbaugh, Casey, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Enns, Farley, Faught, Grau, Hall, Hardin, Hickman, Holland, Johnson, Jordan, Joyner, Kern, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), Morgan, Mulready, Murphey, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Quinn, Richardson, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Shannon, Stiles, Sullivan, Tibbs, Vaughan, Watson, Wesselhoft, Wright, Mr. Speaker.--56.

Nay: Bennett, Brown, Christian, Condit, Fourkiller, Hamilton, Hilliard, Inman, Kouplén, Lockhart, McAffrey, McDaniel (Jeannie), McPeak, Pittman, Proctor, Renegar, Reynolds, Ritze, Roan, Scott, Shelton, Sherrer, Shumate, Terrill, Virgin, Walker, Williams.--27.

Excused: Billy, Cannaday, Cockroft, Coody, Dorman, Glenn, Hoskin, Jackson, Key, Mc Niel, Moore, Morrissette, Nelson, Pruett, Rousselot, Shoemake, Thomsen, Trebilcock.--18.

The emergency failed.

**HB 1231**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

#### **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1207** was called up for consideration.

Upon motion of Representative Murphey, the **CCR** on **HB 1207** was adopted.

**HB 1207**, 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, Brumbaugh, Cannaday, Casey, Christian, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Faught, Glenn, Grau, Hall, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McCullough, McDaniel (Jeannie), McDaniel (Randy), Mc Niel, Moore, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Quinn, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Schwartz, Scott, Sears, Shannon, Sherrer, Shumate, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Vaughan, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--81.

Nay: Bennett, Brown, Farley, Fourkiller, Hamilton, Key, Kouplen, McAffrey, McPeak, Morgan, Morrissette, Renegar, Reynolds, Shelton, Virgin, Williams.--16.

Excused: Pruett, Sanders, Shoemake, Trebilcock.--4.

The measure passed.

**HB 1207**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

#### **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1903** was called up for consideration.

Upon motion of Representative Jackson, the **CCR** on **HB 1903** was adopted.

**HB 1903**, 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, Enns, 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, Moore, Morgan, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, 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, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--98.

Excused: Armes, Pruett, Trebilcock.--3.

The measure passed.

**HB 1903**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

#### **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1990** was called up for consideration.

Upon motion of Representative Sullivan, the **CCR** on **HB 1990** was adopted.

**HB 1990**, as amended in conference, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Banz, Billy, Blackwell, Brown, Cannaday, Casey, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Farley, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Key, Kirby, Kouplen, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McAffrey, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morgan, Morrissette, Mulready, Nelson, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Proctor, Quinn, Renegar, Richardson, Roan, Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Stiles, Sullivan, Thomsen, Tibbs, Trebilcock, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--86.

Nay: Bennett, Brumbaugh, Christian, Faught, Kern, Murphey, Newell, Reynolds, Ritze, Terrill.--10.

Excused: Armes, McCullough, Pittman, Pruett, Roberts (Dustin).--5.

The measure passed.

**HB 1990**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

## **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1995** was called up for consideration.

Upon motion of Representative Sullivan, the **CCR** on **HB 1995** was adopted.

**HB 1995**, 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, Coody, DeWitt, Dorman, Farley, Fourkiller, Hamilton, Hickman, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kirby, Kouplen, Liebmann, Martin (Scott), McAffrey, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morgan, Morrissette, Mulready, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Quinn, Roan, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Stiles, Sullivan, Thomsen, Tibbs, Virgin, Watson, Wright, Mr. Speaker.--56.

Nay: Bennett, Brown, Brumbaugh, Cannaday, Casey, Christian, Cockroft, Condit, Cooksey, Cox, Derby, Faught, Glenn, Grau, Hall, Hardin, Hilliard, Holland, Kern, Key, Lockhart, Martin (Steve), McCullough, Murphey, Nelson, Newell, Nollan, Renegar, Reynolds, Richardson, Ritze, Roberts (Dustin), Roberts (Sean), Rousselot, Terrill, Trebilcock, Vaughan, Walker, Wesselhoft, Williams.--40.

Excused: Blackwell, Dank, Denney, Enns, Pruett.--5.

The measure passed.

**HB 1995**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

**PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1603** was called up for consideration.

Coauthored by Representative(s) Hoskin, Sherrer, Shelton

Upon motion of Representative Stiles, the **CCR** on **HB 1603** was adopted.

**HB 1603**, 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: Armes, Banz, Bennett, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Farley, Faught, Fourkiller, Grau, Hall, Hamilton, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Johnson, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morgan, Morrisette, Mulready, Murphey, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Quinn, Renegar, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--93.

Nay: Williams.--1.

Excused: Enns, Glenn, Jackson, Kouplen, Nelson, Pruett, Shumate.--7.

The measure and emergency passed.

**HB 1603**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

**RESOLUTION FOR CONSIDERATION**

**HR 1035** was called up for consideration.

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

Upon motion of Representative Hoskin, **HR 1035** was considered and adopted.

**HR 1035** was referred for enrollment.

**PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 2072** was called up for consideration.

Upon motion of Representative Key, the **CCR** on **HB 2072** was adopted.

**HB 2072**, 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, Blackwell, Brown, Brumbaugh, Casey, Christian, Cockroft, Coody, Cooksey, Cox, Dank, Derby, DeWitt, Farley, Faught, Grau, Hall, Hickman, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Moore, Morgan, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Quinn, Reynolds, Richardson, Roan, Russ, Sanders, Schwartz, Sears, Shannon, Shumate, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Vaughan, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--67.

Nay: Billy, Cannaday, Condit, Denney, Dorman, Fourkiller, Glenn, Hamilton, Hardin, Hilliard, Holland, Hoskin, Inman, Kouplén, Lockhart, McAffrey, McDaniel (Jeannie), McPeak, Morrisette, Pittman, Proctor, Renegar, Roberts (Dustin), Roberts (Sean), Rousselot, Scott, Sherrer, Shoemake, Virgin, Williams.--30.

Excused: Enns, Pruett, Ritze, Shelton.--4.

The measure passed.

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

Aye: Armes, Banz, Brumbaugh, Casey, Cockroft, Coody, Cooksey, Cox, Dank, Derby, DeWitt, Farley, Faught, Grau, Hall, Hickman, Johnson, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Mulready, Murphey, Nelson, Newell, Nollan, Osborn, Ownbey, Peters, Peterson, Quinn, Reynolds, Russ, Sanders, Schwartz, Sears, Shannon, Stiles, Sullivan, Thomsen, Trebilcock, Vaughan, Watson, Wesselhoft, Wright, Mr. Speaker.--53.

Nay: Billy, Brown, Cannaday, Christian, Condit, Denney, Dorman, Fourkiller, Glenn, Hamilton, Hardin, Hilliard, Holland, Hoskin, Inman, Jackson, Kouplén, McAffrey, McPeak, Morgan, Morrisette, Ortega, Proctor, Renegar, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Scott, Shelton, Sherrer, Shoemake, Shumate, Terrill, Tibbs, Virgin, Walker, Williams.--38.

Excused: Bennett, Blackwell, Enns, Lockhart, McDaniel (Jeannie), Moore, Pittman, Pruett, Richardson, Ritze.--10.

The emergency failed.

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

#### **PENDING CONSIDERATION OF SAs**

**SAs to HB 1223** were called up for consideration.

Representative McCullough moved that the House concur in the **SAs to HB 1223**.

Representative Dorman raised a point of order as to whether a motion to adopt Senate amendments that had previously failed was subject to a motion to reconsider.

The Presiding Officer stated that a failed motion to adopt Senate amendments is not listed among the actions constituting final action under House Rules and that a failed motion to adopt Senate amendments is not listed among the actions that may be reconsidered under House Rules.

Additionally, the Presiding Officer stated that pursuant to Section 161, subsections 1 and 2(b) of *Mason's Manual* an amendment which cannot be properly reconsidered may be renewed on a different legislative day.

Representative Dorman raised a point of order pursuant to Section 450 of *Mason's Manual* as to the applicability of the motion to reconsider.

The Presiding Officer stated that the limitations on the use of the motion to reconsider in House Rules 8.13 and 9.10 take precedence over conflicting provisions contained in *Mason's Manual* and that a motion to reconsider the vote whereby the motion to adopt Senate amendments failed would not be in order unless a motion to suspend House Rule 9.10 was first adopted by the House.

Representative Jordan moved to postpone indefinitely the consideration of the **SAs to HB 1223**, which motion failed of adoption upon roll call as follows:

Aye: Armes, Bennett, Brown, Cannaday, Casey, Christian, Condit, Dank, DeWitt, Dorman, Farley, Fourkiller, Glenn, Hamilton, Hilliard, Hoskin, Inman, Jordan, Joyner, Key, Kouplen, Lockhart, McAffrey, McDaniel (Jeannie), McPeak, Morgan, Morrisette, Peters, Proctor, Renegar, Reynolds, Ritze, Rousselot, Scott, Sherrer, Shoemake, Shumate, Sullivan, Thomsen, Trebilcock, Virgin, Walker, Williams.--43.

Nay: Banz, Billy, Blackwell, Brumbaugh, Cockroft, Coody, Cooksey, Cox, Denney, Derby, Enns, Faught, Grau, Hall, Hardin, Hickman, Holland, Jackson, Johnson, Kern, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), Moore,

Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peterson, Quinn, Richardson, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Shannon, Stiles, Tibbs, Vaughan, Watson, Wright, Mr. Speaker.--50.

Excused: Kirby, McNiell, Pittman, Pruett, Roan, Shelton, Terrill, Wesselhoft.--8.

Representative Jordan moved to table the **SAs** to **HB 1223**, which motion was declared adopted upon roll call as follows:

Aye: Armes, Banz, Bennett, Billy, Brown, Cannaday, Casey, Christian, Condit, Coody, Denney, DeWitt, Dorman, Farley, Fourkiller, Glenn, Hamilton, Hickman, Hilliard, Hoskin, Inman, Jordan, Joyner, Kouplen, Liebmann, Lockhart, McAffrey, McDaniel (Jeannie), McNiell, Morgan, Morrissette, Nollan, Ownbey, Peters, Peterson, Proctor, Renegar, Reynolds, Richardson, Ritze, Roberts (Sean), Rousselot, Shoemake, Shumate, Sullivan, Thomsen, Tibbs, Trebilcock, Virgin, Walker, Williams.--51.

Nay: Blackwell, Brumbaugh, Cockroft, Cox, Dank, Derby, Enns, Faught, Grau, Hall, Hardin, Holland, Johnson, Kern, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), Moore, Mulready, Murphey, Nelson, Newell, Ortega, Osborn, Quinn, Roberts (Dustin), Russ, Sanders, Schwartz, Shannon, Stiles, Vaughan, Wright, Mr. Speaker.--35.

Excused: Cooksey, Jackson, Key, Kirby, McPeak, Pittman, Pruett, Roan, Scott, Sears, Shelton, Sherrer, Terrill, Watson, Wesselhoft.--15.

## **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1418** was called up for consideration.

Coauthored by Representative(s) Kern

Upon motion of Representative Casey, the **CCR** on **HB 1418** was adopted.

**HB 1418**, as amended in conference, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Armes, Bennett, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, 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), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiell, McPeak, Moore, Morgan, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Quinn, Renegar, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Schwartz, Scott, Sears, Shannon, Sherrer, Shoemake, Shumate, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--96.

Excused: Banz, Martin (Steve), Pruett, Sanders, Shelton.--5.

The measure passed.

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

Aye: Armes, Banz, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Derby, DeWitt, Enns, Farley, Faught, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Johnson, Joyner, Kern, Kirby, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, Moore, Morgan, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Proctor, Quinn, Renegar, Reynolds, Richardson, Ritze, Roberts (Dustin), Roberts (Sean), Rousselot, Sanders, Schwartz, Scott, Shannon, Sherrer, Shoemake, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Vaughan, Virgin, Walker, Watson, Wright, Mr. Speaker.--82.

Nay: Bennett, Denney, Morrissette.--3.

Excused: Dorman, Jordan, Key, Kouplen, McPeak, Mulready, Pittman, Pruett, Roan, Russ, Sears, Shelton, Shumate, Trebilcock, Wesselhoft, Williams.--16.

The emergency passed.

**HB 1418**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

## **MOTION**

Representative Billy moved that the House stand in recess until 5:20 p.m., which was the order.

## **Speaker Pro Tempore Hickman Presiding**

Representative Sullivan moved that the House stand in recess until 5:25 p.m., which was the order.

**Speaker Steele Presiding**

**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 91**

**SB 96**

**SB 115**, Coauthored by Senators Sykes, Russell

**SB 175**, Coauthored by Senator Simpson

**SB 247**

**SB 339**

**SB 487**, Coauthored by Senator Shortey

**SB 492**

**SB 597**

**SB 935**

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

**Conference requested**

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

**SB 201** – GCCA

**SB 264** – Jolley, Ford, Halligan, Stanislawski, Rice, Burrage

**Returning CCRs**

Returning **HBs 1211, 1229, 1655**, Coauthored by Representative Dorman, **1676** and **2032** 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.

**Conferees changed**

Advising the Senate removing GCCA and naming conferees as follows:

**SB 201** – Aldridge, Mazzei, Holt, Brown, Sparks, Burrage

**SB 750** – Marlatt, Mazzei, Brinkley, Brecheen, Rice, Ivester

**SB 949** – Nichols, Myers, Mazzei, Jolley, Burrage, Sparks

**GENERAL ORDER**

**HB 2172** by Sears et al of the House and Myers et al of the Senate was read and considered.

Representative Peters moved adoption of the Joint Committee Report on **HB 2172**.

Representative Glenn moved to postpone indefinitely consideration of the Joint Committee Report on **HB 2172**.

Representative Peters moved to table the Glenn motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Billy, Brumbaugh, Casey, Cockroft, Coody, Cooksey, Cox, Denney, DeWitt, Enns, Farley, Faught, Grau, Hall, Hardin, Hickman, Holland, Jackson, Johnson, Jordan, Joyner, Kern, Key, Liebmann, Martin (Steve), McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Quinn, Richardson, Roberts (Sean), Russ, Sanders, Sears, Sullivan, Tibbs, Trebilcock, Vaughan, Watson, Wright, Mr. Speaker.--51.

Nay: Bennett, Brown, Cannaday, Christian, Condit, Fourkiller, Glenn, Hamilton, Hilliard, Hoskin, Inman, Kouplen, Lockhart, McAffrey, McPeak, Morgan, Morrissette, Pittman, Proctor, Reynolds, Ritze, Roberts (Dustin), Rousselot, Scott, Shoemake, Terrill, Virgin, Walker, Wesselhoft.--29.

Excused: Armes, Banz, Blackwell, Dank, Derby, Dorman, Kirby, Martin (Scott), McCullough, McDaniel (Jeannie), Pruett, Renegar, Roan, Schwartz, Shannon, Shelton, Sherrer, Shumate, Stiles, Thomsen, Williams.--21.

Representative Dorman raised a point of order as to whether a measure reported out of the Joint Committee on Appropriations and Budget is required to have a fiscal impact.

The Presiding Officer stated that the measure has a fiscal impact and was in order to consider.

Representative Reynolds raised a point of order as to whether **HB 2172** was an appropriations measure.

The Presiding Officer stated that as required by Joint Rule 7.11, paragraph (d), the measure did have a fiscal impact and was therefore in order for consideration.

Representative Reynolds appealed the ruling of the Presiding Officer receiving the required 15 seconds.

"The question is, shall the decision of the Presiding Officer be the decision of the House? All those in favor signify by voting 'Aye'; those opposed 'Nay'. The vote is now in progress."

The decision of the Presiding Officer was upheld upon roll call as follows:

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

Nay: Bennett, Brown, Cannaday, Christian, Condit, Dorman, Fourkiller, Glenn, Hamilton, Hoskin, Inman, Key, Kouplen, Lockhart, McAffrey, McPeak, Morgan, Morrisette, Pittman, Proctor, Reynolds, Ritze, Rousselot, Scott, Sherrer, Shoemake, Shumate, Terrill, Virgin, Walker, Williams.--31.

Excused: Blackwell, Enns, Farley, Hilliard, Kirby, Martin (Scott), McDaniel (Jeannie), Newell, Pruett, Renegar, Roan, Shelton, Stiles, Wesselhoft.--14.

Representative Peters pressed adoption of the Joint Committee Report on **HB 2172**, which motion was declared adopted upon roll call as follows:

Aye: Banz, Billy, Brumbaugh, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Farley, Faught, Grau, Hall, Hardin, Hickman, Holland, Jackson, Johnson, Jordan, Joyner, Kern, Liebmann, Martin (Steve), McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Quinn, Richardson, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Shannon, Stiles, Sullivan, Tibbs, Trebilcock, Vaughan, Watson, Mr. Speaker.--54.

Nay: Bennett, Blackwell, Cannaday, Casey, Christian, Condit, Dorman, Fourkiller, Glenn, Hamilton, Hilliard, Hoskin, Inman, Key, Kirby, Kouplen, Lockhart, McAffrey, McPeak, Morgan, Morrisette, Newell, Pittman, Proctor, Reynolds, Ritze, Roan, Rousselot, Scott, Shelton, Sherrer, Shoemake, Terrill, Virgin, Walker, Wesselhoft, Williams.--37.

Excused: Armes, Brown, Enns, Martin (Scott), McDaniel (Jeannie), Pruett, Renegar, Shumate, Thomsen, Wright.--10.

### **THIRD READING**

**HB 2172** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Billy, Brumbaugh, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Farley, Faught, Grau, Hall, Hardin, Hickman, Holland, Jackson, Johnson, Jordan, Joyner, Kern, Liebmann, Martin (Steve), McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson,

Quinn, Richardson, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Shannon, Stiles, Sullivan, Thomsen, Tibbs, Trebilcock, Vaughan, Watson, Wright, Mr. Speaker.--57.

Nay: Bennett, Blackwell, Cannaday, Casey, Christian, Condit, Dorman, Fourkiller, Glenn, Hamilton, Hilliard, Hoskin, Inman, Key, Kirby, Kouplen, Lockhart, McAffrey, McPeak, Morgan, Morrisette, Newell, Proctor, Reynolds, Ritze, Roan, Rousselot, Scott, Shelton, Sherrer, Shoemake, Terrill, Virgin, Walker, Wesselhoft, Williams.--36.

Excused: Brown, Enns, Martin (Scott), McDaniel (Jeannie), Pittman, Pruett, Renegar, Shumate.--8.

The measure passed.

Representative Peters served notice to reconsider the vote whereby **HB 2172** passed.

On passage of the emergency, the roll call was as follows:

Aye: Armes, Banz, Billy, Blackwell, Brumbaugh, Cockroft, Coody, Cooksey, Cox, Denney, Derby, DeWitt, Farley, Faught, Grau, Hall, Hardin, Hickman, Holland, Jackson, Johnson, Jordan, Joyner, Kern, Liebmann, McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Ortega, Osborn, Ownbey, Peters, Peterson, Quinn, Richardson, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Shannon, Sullivan, Thomsen, Tibbs, Vaughan, Watson, Wright, Mr. Speaker.--52.

Nay: Bennett, Cannaday, Casey, Christian, Condit, Dorman, Fourkiller, Glenn, Hamilton, Hilliard, Hoskin, Inman, Kirby, Kouplen, Lockhart, McAffrey, McPeak, Morgan, Morrisette, Newell, Pittman, Proctor, Reynolds, Ritze, Roan, Rousselot, Scott, Shelton, Sherrer, Shoemake, Shumate, Stiles, Terrill, Virgin, Walker, Wesselhoft, Williams.--37.

Excused: Brown, Dank, Enns, Key, Martin (Scott), Martin (Steve), McCullough, McDaniel (Jeannie), Nollan, Pruett, Renegar, Trebilcock.--12.

The emergency failed.

## RECONSIDERATION

Representative Peters moved to reconsider the vote whereby **HB 2172** passed.

Representative Liebmann moved to table the Peters motion, which tabling motion prevailed.

**HB 2172** was referred for engrossment.

## **FURTHER CONFERENCE GRANTED**

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

**SB 201** – Conference Committee on Public Safety, Judiciary and Military Affairs

**SB 264** – Conference Committee on Government Modernization and Rules

## **MOTION**

Representative Sullivan moved that the House stand in recess until 7:20 p.m., which was the order.

## **Speaker Steele Presiding**

## **ENGROSSED AND ENROLLED MEASURES**

**HB 2172** was reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

## **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 2115** was called up for consideration.

Upon motion of Representative Hickman, the **CCR** on **HB 2115** was adopted.

**HB 2115**, 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, Faught, 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, Moore, Morrisette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Quinn, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Sherrer, Shoemake, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Vaughan, Virgin, Walker, Watson, Williams, Wright, Mr. Speaker.--90.

Nay: McPeak, Reynolds.--2.

Excused: Enns, Farley, Fourkiller, Morgan, Pruett, Renegar, Shelton, Shumate, Wesselhoft.--9.

The measure passed.

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

Aye: Armes, Banz, Billy, Brumbaugh, Casey, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Faught, Grau, Hall, Hardin, Hickman, Holland, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiell, Moore, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Quinn, Richardson, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Shannon, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Vaughan, Walker, Watson, Wright, Mr. Speaker.--63.

Nay: Bennett, Brown, Cannaday, Christian, Condit, Dorman, Glenn, Hamilton, Hilliard, Hoskin, Inman, Kouplen, Lockhart, McAffrey, McDaniel (Jeannie), McPeak, Morrisette, Pittman, Proctor, Reynolds, Ritze, Rousselot, Scott, Sherrer, Shoemake, Virgin, Williams.--27.

Excused: Blackwell, Enns, Farley, Fourkiller, Morgan, Pruett, Renegar, Roan, Shelton, Shumate, Wesselhoft.--11.

The emergency failed.

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

## **MOTION**

Representative Dank asked that the Journal reflect that had he been present in the Chamber, he would have voted aye on **HB 1995**, which was the order.

## **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1743** was called up for consideration.

Coauthored by Representative(s) Ritze

Upon motion of Representative Johnson, the **CCR** on **HB 1743** was adopted.

**HB 1743**, 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, Faught, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Kouplén, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Quinn, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Sherrer, Shoemake, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Vaughan, Virgin, Walker, Watson, Williams, Wright, Mr. Speaker.--92.

Excused: Enns, Farley, Fourkiller, Morgan, Pruett, Renegar, Shelton, Shumate, Wesselhoft.--9.

The measure passed.

**HB 1743**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

## **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1744** was called up for consideration.

Upon motion of Representative Nelson, the **CCR** on **HB 1744** was adopted.

## **Speaker Pro Tempore Hickman Presiding**

**HB 1744**, 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, Brumbaugh, Casey, Christian, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Farley, Faught, Grau, Hall, Hamilton, Hardin, Hickman, Holland, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Quinn, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shoemake, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Vaughan, Walker, Watson, Wright, Mr. Speaker.--76.

Nay: Brown, Cannaday, Condit, Dorman, Fourkiller, Glenn, Hilliard, Hoskin, Inman, Kouplen, Lockhart, McDaniel (Jeannie), McPeak, Morrissette, Proctor, Shelton, Sherrer, Virgin, Williams.--19.

Excused: Enns, Morgan, Pruett, Renegar, Shumate, Wesselhoft.--6.

The measure passed.

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

Aye: Armes, Banz, Billy, Blackwell, Brumbaugh, Casey, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Farley, Faught, Grau, Hall, Hamilton, 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, Richardson, Roberts (Dustin), Roberts (Sean), Sanders, Schwartz, Sears, Shannon, Shoemake, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Vaughan, Watson, Wright, Mr. Speaker.--65.

Nay: Bennett, Brown, Cannaday, Christian, Condit, Dorman, Fourkiller, Glenn, Hilliard, Hoskin, Inman, Lockhart, McAffrey, McDaniel (Jeannie), McPeak, Morrissette, Pittman, Proctor, Reynolds, Roan, Rousselot, Scott, Shelton, Sherrer, Virgin, Walker, Williams.--27.

Excused: Enns, Kouplen, Morgan, Pruett, Renegar, Ritze, Russ, Shumate, Wesselhoft.--9.

The emergency failed.

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

## **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1062** was called up for consideration.

Representative Proctor raised a point of order as to whether the **CCR** was germane to **HB 1062**.

Upon order of the Presiding Officer, the **CCR** was laid over.

## **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1230** was called up for consideration.

Representative Terrill raised a point of order as to whether Section 3 of the **CCR** was germane to **HB 1230**.

The Presiding Officer ruled the point well taken and the **CCR** not germane.

## **RECONSIDERATION**

Representative Reynolds moved to reconsider the vote whereby the emergency failed on **HB 2072**.

Representative Key moved to table the Reynolds motion, which tabling motion prevailed.

**HB 2072**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

## **PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 878** was called up for consideration.

Coauthored by Representative(s) Hall

Upon motion of Representative Sullivan, the **CCR** on **SB 878** was adopted.

**SB 878**, 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, Faught, Fourkiller, Glenn, Grau, Hall, Hardin, Hickman, Hilliard, Holland, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Quinn, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--88.

Nay: Hamilton, Hoskin, McAffrey, Morrissette, Proctor, Shelton, Sherrer, Shumate.--8.

Excused: Enns, Morgan, Pruett, Renegar, Shoemake.--5.

The measure passed.

**SB 878**, together with the conference committee report, thereon, was ordered returned to the Honorable Senate.

### **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1062** previously considered and laid over on Page 1386 was called up for further consideration.

Representative Proctor had previously raised a point of order as to whether the **CCR** was germane to **HB 1062**.

The Presiding Officer ruled the point not well taken and the **CCR** germane.

Coauthored by Representative(s) Mulready

Upon motion of Representative Roberts (Dustin), the **CCR** on **HB 1062** was adopted.

**HB 1062**, as amended in conference, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Armes, Bennett, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Farley, Faught, Fourkiller, Grau, Hall, Hamilton, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Proctor, Quinn, Reynolds, Richardson, Ritze, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Scott, Sears, Shannon, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Trebilcock, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--86.

Nay: Glenn, McAffrey, Morrissette, Pittman, Roan, Rousselot, Shelton, Sherrer, Shumate.--9.

Excused: Banz, Enns, Morgan, Pruett, Renegar, Shoemake.--6.

The measure passed.

**HB 1062**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

## **MOTION**

Representative Inman moved to suspend House Rule 7.20, paragraph (c) for the purpose of allowing consideration of the **CCR** on **HB 1230**, which motion was declared adopted upon roll call as follows:

Aye: Armes, Banz, Bennett, Billy, Brown, Brumbaugh, Cannaday, Casey, Christian, Condit, Coody, Cooksey, Cox, Dank, Denney, DeWitt, Dorman, Faught, Fourkiller, Glenn, Grau, Hall, Hardin, Hickman, Hilliard, Hoskin, Inman, Jackson, Johnson, Joyner, Key, Kirby, Kouplen, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McAffrey, McDaniel (Randy), Moore, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Quinn, Richardson, Roan, Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Sullivan, Terrill, Thomsen, Vaughan, Virgin, Williams, Mr. Speaker.--69.

Nay: Holland, Kern, McPeak, Reynolds, Ritze, Roberts (Sean), Tibbs, Wesselhoft.--8.

Excused: Blackwell, Cockroft, Derby, Enns, Farley, Hamilton, Jordan, McCullough, McDaniel (Jeannie), McNiel, Morgan, Morrissette, Pruett, Renegar, Roberts (Dustin), Shelton, Sherrer, Shoemake, Shumate, Stiles, Trebilcock, Walker, Watson, Wright.--24.

## **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1230** was called up for consideration.

Upon motion of Representative Ownbey, the **CCR** on **HB 1230** was adopted.

**HB 1230**, 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: Armes, Banz, Bennett, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cockroft, Condit, 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, Moore, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Quinn, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shumate, Stiles, Sullivan, Terrill, Thomsen, Tibbs, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--95.

Excused: Enns, Morgan, Pruett, Renegar, Shoemake, Trebilcock.--6.

The measure and emergency passed.

**HB 1230**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

## RECONSIDERATION

Representative Nelson moved to reconsider the vote whereby the emergency failed on **HB 1744**.

Representative Inman moved to table the Nelson motion, which motion failed of adoption upon a division of the question.

Representative Nelson pressed adoption of the motion to reconsider the vote whereby the emergency failed, which motion was declared adopted upon roll call as follows:

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

Nay: Brown, Cannaday, Dorman, Fourkiller, Glenn, Hilliard, Hoskin, Inman, Kouplen, Lockhart, McAffrey, McDaniel (Jeannie), McPeak, Morrisette, Proctor, Reynolds, Rousselot, Scott, Shelton, Sherrer, Shumate, Virgin, Williams.--23.

Excused: Bennett, Christian, Condit, Enns, Kirby, Morgan, Pittman, Pruett, Renegar, Shoemake, Terrill, Trebilcock, Walker.--13.

Coauthored by Representative(s) Pittman

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

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

Nay: Bennett, Brown, Cannaday, Dorman, Fourkiller, Glenn, Hilliard, Hoskin, Inman, Kouplén, Lockhart, McAffrey, McDaniel (Jeannie), McPeak, Morrissette, Proctor, Reynolds, Ritze, Rousselot, Scott, Shelton, Sherrer, Shumate, Virgin, Williams.--25.

Excused: Christian, Condit, Enns, Kirby, Morgan, Pittman, Pruett, Renegar, Shoemake, Terrill, Trebilcock, Walker.--12.

The emergency failed.

**HB 1744**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

### **GENERAL ORDER**

**SB 976** by Myers et al of the Senate and Sears et al of the House was read and considered.

Representative Liebmann moved adoption of the Joint Committee Report on **SB 976**, which motion was declared adopted upon roll call as follows:

Aye: Armes, Banz, Billy, Brumbaugh, Casey, Cockroft, Coody, Dank, Denney, DeWitt, Faught, Grau, Hall, Hardin, Hickman, Holland, Jackson, Jordan, Joyner, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Nelson, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Quinn, Richardson, Russ, Sanders, Sears, Sullivan, Tibbs, Vaughan, Watson, Wright, Mr. Speaker.--45.

Nay: Bennett, Brown, Cannaday, Condit, Dorman, Fourkiller, Hamilton, Inman, Key, McAffrey, McDaniel (Jeannie), McPeak, Morrissette, Murphey, Proctor, Reynolds, Ritze, Shelton, Shumate, Terrill, Virgin.--21.

Excused: Blackwell, Christian, Cooksey, Cox, Derby, Enns, Farley, Glenn, Hilliard, Hoskin, Johnson, Kern, Kirby, Kouplén, Lockhart, Morgan, Newell, Pittman, Pruett, Renegar, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Schwartz, Scott, Shannon, Sherrer, Shoemake, Stiles, Thomsen, Trebilcock, Walker, Wesselhoft, Williams.--35.

### **THIRD READING**

**SB 976** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Billy, Casey, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Farley, Faught, Grau, Hall, Hardin, Hickman, Holland, Jackson, Johnson, Jordan, Joyner, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Nelson, Nollan, Ortega, Osborn, Ownbey,

Peters, Peterson, Quinn, Richardson, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Shannon, Sullivan, Thomsen, Tibbs, Vaughan, Watson, Wright, Mr. Speaker.--55.

Nay: Bennett, Blackwell, Brown, Brumbaugh, Cannaday, Condit, Dorman, Fourkiller, Hamilton, Hoskin, Inman, Kern, Key, McAffrey, McDaniel (Jeannie), McPeak, Morrissette, Murphey, Newell, Proctor, Reynolds, Ritze, Roan, Rousselot, Scott, Shelton, Shumate, Terrill, Virgin, Wesselhoft.--30.

Excused: Christian, Enns, Glenn, Hilliard, Kirby, Kouplen, Morgan, Pittman, Pruett, Renegar, Sherrer, Shoemake, Stiles, Trebilcock, Walker, Williams.--16.

The measure passed.

On passage of the emergency, the roll call was as follows:

Aye: Armes, Banz, Billy, Casey, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Farley, Faught, Grau, Hall, Hardin, Hickman, Holland, Jackson, Johnson, Jordan, Joyner, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Nelson, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Quinn, Richardson, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Shannon, Sullivan, Thomsen, Tibbs, Vaughan, Watson, Wright, Mr. Speaker.--55.

Nay: Bennett, Blackwell, Brown, Brumbaugh, Cannaday, Condit, Dorman, Fourkiller, Hamilton, Hoskin, Inman, Kern, Key, McAffrey, McDaniel (Jeannie), McPeak, Morrissette, Murphey, Newell, Proctor, Reynolds, Ritze, Roan, Rousselot, Scott, Shelton, Shumate, Terrill, Virgin, Wesselhoft.--30.

Excused: Christian, Enns, Glenn, Hilliard, Kirby, Kouplen, Morgan, Pittman, Pruett, Renegar, Sherrer, Shoemake, Stiles, Trebilcock, Walker, Williams.--16.

The emergency failed.

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

## **PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 123** was called up for consideration.

Representative Terrill raised a point of order as to whether the **CCR** was germane to **SB 123**.

The Presiding Officer ruled the point not well taken pursuant to Joint Rule 8.1, paragraph (e)(2).

Upon request of Representative Dank, the **CCR** on **SB 123** was laid over.

## **MOTION**

Representative Martin (Scott) asked that the Journal reflect that had he been present in the Chamber, he would have voted aye on **HB 2172**, which was the order.

## **MOTION EXPIRED**

Time expired for consideration of the motion to reconsider the vote whereby **HB 1512** passed.

**HB 1512**, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

## **RESOLUTION**

The following was introduced and read:

**HR 1036** – By Trebilcock.

A Resolution supporting merger of AT&T and T-Mobile USA; and directing distribution.

## **MESSAGES FROM THE GOVERNOR**

Advising of her approval of **HBs 1232, 1234** and **1321** on May 18, 2011.

**APPOINTMENTS**

The Speaker announced the following appointments:

May 17, 2011 – Representative Nollan appointed as a Member of the Oklahoma Commission on the Status of Women, replacing Representative Peterson. (74 O. S. § 666)

May 17, 2011 – Representative Coody reappointed as a Member of the Oklahoma State Council for Educational Opportunity for Military Children. (70 O. S. § 510.2)

Representative Sullivan moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 10:30 a.m., Thursday, May 19, 2011, which was the order.

Pursuant to the motion of Representative Sullivan, the House was adjourned at 11:59 p.m., to reconvene Thursday, May 19, 2011, at 10:30 a.m.