HOUSE JOURNAL

Second Regular Session of the Fifty-third Legislature

of the State of Oklahoma

Thirty-fifth Legislative Day, Thursday, April 5, 2012

The House was called to order by Speaker Steele.

The roll was called with 95 Members present.

The following Members were excused: Terrill, Tibbs, Trebilcock, Williams.—4.

Vacancy: District 71, District 88.—2.

The Speaker declared a quorum present.

Prayer was offered by Pastor Coby Cook, Trinity Faith Fellowship, Laverne. Pastor Cook was sponsored by Representative Blackwell.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HAs to **SBs 1189, 1230, 1235, 1774** and **1890** were reported correctly engrossed, properly signed, in open session, and the measures, as amended, were ordered returned to the Honorable Senate.

HBs 1314, 2241, 2296, 2308, 2353, 2655, 2656 and **2786** were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

FIRST READING

The following were introduced and read for the first time:

HJR 1114 – By Banz.
A Joint Resolution approving permanent rules of the Oklahoma Real Estate Commission; and directing distribution.
HJR 1115 – By Faught.
A Joint Resolution approving permanent rules of the State Board of Licensed Social Workers; and directing distribution.
HJR 1116 – By Liebmann.
A Joint Resolution approving permanent rules of the Department of Transportation; and directing distribution.
HJR 1117 – By Grau.
A Joint Resolution approving permanent rules of the State Board of Medical Licensure and Supervision; and directing distribution.

SECOND READING

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

HJR 1113 – Administrative Rules and Government Oversight

GENERAL ORDER

SB 1471 by Anderson of the Senate and Grau of the House was read and considered.

Representative Grau moved that **SB 1471** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1471 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Faught, Fourkiller, Glenn, Grau, Hall, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McCullough, McDaniel (Jeannie), McNiel, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Quinn, Richardson, Roan, Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Sherrer, Shoemake, Stiles, Thomsen, Vaughan, Virgin, Walker, Watson, Wright, Mr. Speaker.--73.

Nay: Bennett, Casey, Cockroft, Hardin, Key, McDaniel (Curtis), McPeak, Moore, Morrissette, Renegar, Reynolds, Ritze, Roberts (Dustin), Roberts (Sean), Shelton, Wesselhoft.--16.

Excused: Christian, Hamilton, Kouplen, McDaniel (Randy), Morgan, Shumate, Terrill, Tibbs, Trebilcock, Williams.--10.

Vacancy: District 71, District 88.--2.

The measure passed.

SB 1471 was referred for engrossment.

RESOLUTION FOR CONSIDERATION

HCR 1036 was called up for consideration.

Coauthored by Representative(s) Bennett

Upon motion of Representative Richardson, **HCR 1036** was considered and adopted.

HCR 1036 was referred for engrossment.

GENERAL ORDER

SB 1346 by Childers of the Senate and Osborn of the House was read and considered.

Representative Osborn moved that **SB 1346** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1346 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Banz, Bennett, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Fourkiller, Glenn, Grau, Hall, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Curtis), McDaniel (Jeannie), 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, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shumate, Stiles, Thomsen, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--88.

Excused: Christian, Faught, Hamilton, Kouplen, Lockhart, McDaniel (Randy), Shoemake, Terrill, Tibbs, Trebilcock, Williams.--11.

Vacancy: District 71, District 88.--2.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 1346** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 1006 by Justice of the Senate and Scott of the House was read and considered.

Representative Scott moved that **SB 1006** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1006 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Banz, Bennett, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Fourkiller, Grau, Hall, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Johnson, Jordan, Joyner, Kern, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Curtis), McDaniel (Jeannie), 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, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shumate, Stiles, Thomsen, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--84.

Excused: Christian, Enns, Faught, Glenn, Hamilton, Jackson, Key, Kouplen, Lockhart, McDaniel (Randy), Shoemake, Terrill, Tibbs, Trebilcock, Williams.--15.

Vacancy: District 71, District 88.--2.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 1006** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 1798 by Stanislawski of the Senate and Peterson of the House was read and considered.

Representative Peterson moved that **SB 1798** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1798 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Bennett, Billy, Blackwell, Brown, Brumbaugh, Casey, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, Hilliard, Holland, Inman, Jackson, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Jeannie), McNiel, Moore, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Russ, Schwartz, Scott, Sears, Shannon, Stiles, Thomsen, Vaughan, Virgin, Walker, Wesselhoft, Wright, Mr. Speaker.--75.

Nay: Hoskin, McDaniel (Curtis), McPeak, Morgan, Morrissette, Shelton, Sherrer, Shumate.--8.

Excused: Cannaday, Christian, Faught, Fourkiller, Johnson, Kouplen, Lockhart, McDaniel (Randy), Rousselot, Sanders, Shoemake, Terrill, Tibbs, Trebilcock, Watson, Williams.--16.

Vacancy: District 71, District 88.--2.

The measure passed.

SB 1798 was referred for engrossment.

GENERAL ORDER

SB 1043 by Marlatt et al of the Senate and Martin (Scott) of the House was read and considered.

Representative Cox moved to amend **SB 1043** by adding a new Section 2 to read as follows, and by renumbering subsequent section:

"SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2-6-110 of Title 27A, unless there is created a duplication in numbering, reads as follows:

When promulgating rules or establishing guidelines for the monitoring of cyanobacteria, also known as blue-green algae, in bodies of water and for the issuance of swimming and fishing advisories related to the presence of cyanobacteria in a body of water, the Environmental Quality Board shall use an analysis of the level cyanobacteria toxin present in the water rather than or in addition to the cell density of toxic cyanobacteria present in the water as the basis for identifying hazardous conditions and issuing advisories and warnings.",

which amendment was withdrawn.

Representative Martin (Scott) moved that **SB 1043** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1043 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Banz, Bennett, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cockroft, Condit, Coody, Cooksey, Dank, Denney, Derby, DeWitt, Dorman, Enns, Fourkiller, Glenn, Grau, Hall, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Curtis), McDaniel (Jeannie), McNiel, McPeak, Moore, Morgan, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Stiles, Thomsen, Vaughan, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--84.

Nay: Hamilton.--1.

Excused: Christian, Cox, Faught, Johnson, Kouplen, Lockhart, McDaniel (Randy), Ortega, Sanders, Terrill, Tibbs, Trebilcock, Virgin, Williams.--14.

Vacancy: District 71, District 88.--2.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 1043** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 1213 by Brown of the Senate and Moore of the House was read and considered.

Coauthored by Representative(s) Pittman

Representative Inman moved to amend **SB 1213** by inserting a new Section 5 to read as follows, and by renumbering subsequent section:

"SECTION 5. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2-305.12 of Title 47, unless there is created a duplication in numbering, reads as follows:

A. If the Oklahoma Law Enforcement Retirement System has a funded ratio of at least ninety percent (90%), the Board of Trustees of the System may authorize a retirement benefit increase not to exceed two percent (2%).

B. As used in this section, "funded ratio" means the figure derived by dividing the actuarial value of the assets of the retirement system by the actuarial accrued liability of the retirement system."

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

Aye: Armes, Banz, Bennett, Brumbaugh, Casey, Cockroft, Coody, Cooksey, Cox, DeWitt, Enns, Grau, Hall, Holland, Jordan, Kern, Key, Liebmann, Martin (Scott), Martin (Steve), McCullough, McNiel, Moore, Mulready, Murphey, Nelson, Peters, Quinn, Richardson, Roberts (Dustin), Russ, Sears, Vaughan, Watson, Wesselhoft, Wright, Mr. Speaker.--37.

Nay: Brown, Cannaday, Condit, Derby, Dorman, Glenn, Hamilton, Hardin, Hilliard, Hoskin, Inman, McDaniel (Curtis), McDaniel (Jeannie), McPeak, Morgan, Morrissette, Proctor, Pruett, Renegar, Reynolds, Rousselot, Scott, Sherrer, Shoemake, Virgin, Walker.--26.

Excused: Billy, Blackwell, Christian, Dank, Denney, Faught, Fourkiller, Hickman, Jackson, Johnson, Joyner, Kirby, Kouplen, Lockhart, McDaniel (Randy), Newell, Nollan, Ortega, Osborn, Ownbey, Peterson, Pittman, Ritze, Roan, Roberts (Sean), Sanders, Schwartz, Shannon, Shelton, Shumate, Stiles, Terrill, Thomsen, Tibbs, Trebilcock, Williams.--36.

Vacancy: District 71, District 88.--2.

Representative Moore moved that **SB 1213** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1213 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Banz, Bennett, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Curtis), McDaniel (Jeannie), McNiel, McPeak, Moore, Morgan, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Richardson, Ritze, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Schwartz, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Stiles, Thomsen, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--84.

Excused: Christian, Faught, Fourkiller, Johnson, Kouplen, Lockhart, McDaniel (Randy), Ortega, Sanders, Scott, Terrill, Tibbs, Trebilcock, Williams.--14.

Constitutional Priv: Roan.--1.

Vacancy: District 71, District 88.--2.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 1213** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 1053 by Coates of the Senate and Newell of the House was read and considered.

Representative Newell moved that **SB 1053** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1053 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Banz, Billy, Brown, Brumbaugh, Cannaday, Casey, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Glenn, Grau, Hall, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Curtis), McDaniel (Jeannie), McNiel, McPeak, Moore, Morgan, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Richardson, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Schwartz, Scott, Sears, Shannon, Sherrer, Shoemake, Stiles, Thomsen, Vaughan, Virgin, Walker, Watson, Wright, Mr. Speaker.--77.

Nay: Bennett, Hamilton, Morrissette, Reynolds, Ritze, Shelton, Shumate, Wesselhoft.--8.

Excused: Blackwell, Christian, Faught, Fourkiller, Jackson, Johnson, Kouplen, Lockhart, McDaniel (Randy), Sanders, Terrill, Tibbs, Trebilcock, Williams.--14.

Vacancy: District 71, District 88.--2.

The measure and emergency passed.

SB 1053 was referred for engrossment.

GENERAL ORDER

SB 1075 by Barrington of the Senate and Dorman of the House was read and considered.

Representative Dorman moved that **SB 1075** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1075 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Bennett, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Curtis), 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, Russ, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Stiles, Thomsen, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--88.

Excused: Christian, Faught, Fourkiller, Johnson, Kouplen, Lockhart, Sanders, Terrill, Tibbs, Trebilcock, Williams.--11.

Vacancy: District 71, District 88.--2.

The measure passed.

SB 1075 was referred for engrossment.

GENERAL ORDER

SB 1214 by Brown of the Senate and Moore of the House was read and considered.

Coauthored by Representative(s) Pittman

Representative Inman moved to amend **SB 1214** by inserting a new Section 6 to read as follows, and by renumbering subsequent section:

”SECTION 6. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 50-136.9 of Title 11, unless there is created a duplication in numbering, reads as follows:

A. If the Oklahoma Police Pension and Retirement System has a funded ratio of at least ninety percent (90%), the Board of Trustees of the System may authorize a retirement benefit increase not to exceed two percent (2%).

B. As used in this section, “funded ratio” means the figure derived by dividing the actuarial value of the assets of the retirement system by the actuarial accrued liability of the retirement system.”

Representative McDaniel (Randy) moved to table the Inman amendment.

Representative Nelson raised a point of order as to whether the amendment was dilatory because the House had previously tabled an identical amendment offered by Representative Inman.

The Presiding Officer ruled that though identical to the previously tabled amendment, consideration of the present amendment was not dilatory because the amendment was being offered to a different bill.

Representative McDaniel (Randy) pressed his motion to table the Inman amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Armes, Banz, Billy, Brumbaugh, Cockroft, Coody, Cooksey, Dank, Denney, DeWitt, Grau, Hall, Holland, Jackson, Jordan, Joyner, Kern, Liebmann, Martin (Scott), Martin (Steve), McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Newell, Ortega, Osborn, Ownbey, Peters, Peterson, Quinn, Richardson, Roberts (Dustin), Roberts (Sean), Russ, Schwartz, Sears, Shannon, Thomsen, Vaughan, Wesselhoft, Wright, Mr. Speaker.--46.

Nay: Bennett, Brown, Cannaday, Casey, Condit, Derby, Dorman, Glenn, Hamilton, Hardin, Hilliard, Hoskin, Inman, Kirby, McDaniel (Curtis), McDaniel (Jeannie), Morgan, Morrissette, Pittman, Proctor, Pruett, Renegar, Reynolds, Ritze, Roan, Rousselot, Scott, Shelton, Sherrer, Shoemake, Shumate, Virgin, Walker.--33.

Excused: Blackwell, Christian, Cox, Enns, Faught, Fourkiller, Hickman, Johnson, Key, Kouplen, Lockhart, McPeak, Nollan, Sanders, Stiles, Terrill, Tibbs, Trebilcock, Watson, Williams.--20.

Vacancy: District 71, District 88.--2.

Representative Moore moved that **SB 1214** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1214 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Banz, Bennett, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Grau, Hall, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, Moore, 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, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Stiles, Thomsen, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--85.

Nay: Glenn, Hamilton, Morrissette.--3.

Excused: Christian, Faught, Fourkiller, Johnson, Kouplen, McPeak, Sanders, Terrill, Tibbs, Trebilcock, Williams.--11.

Vacancy: District 71, District 88.--2.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 1214** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 1868 by Newberry of the Senate and Newell of the House was read and considered.

Representative Newell moved that **SB 1868** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1868 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Bennett, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Grau, Hall, Hamilton, Hardin, Hickman, Hilliard, Holland, Hoskin, Inman, Jackson, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, 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), Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shumate, Stiles, Thomsen, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--86.

Nay: Glenn, McPeak, Rousselot, Shoemake.--4.

Excused: Christian, Faught, Fourkiller, Johnson, Kouplen, Terrill, Tibbs, Trebilcock, Williams.--9.

Vacancy: District 71, District 88.--2.

The measure passed.

SB 1868 was referred for engrossment.

GENERAL ORDER

SB 1067 by Barrington of the Senate and Roan of the House was read and considered.

Representative Reynolds moved to amend **SB 1067**, Page 2, Section 1, Lines 1-2 by striking all of the language contained within Paragraph 2 beginning with the word "The" through the word "title"; Lines 18-19 by striking all of the language contained within Paragraph 7 beginning with the word "The" through the word "state"; and Line 20 by inserting a new Subsection B to read as follows:

"B. Any officer of the Department of Public Safety or any other political subdivision of this state is hereby authorized to cause to be towed any vehicle found upon public roads, highways, streets, turnpikes or other public places when:

1. The officer has reason to believe the vehicle has been abandoned as defined in Sections 901 and 902 of this title; or

2. The officer has probable cause that the vehicle is not insured as required by the Compulsory Insurance Law of this state.";

and by relettering the subsequent subsections of the bill."

Representative Roan moved to amend the Reynolds amendment by deleting all of the language contained within the amendment and inserting in lieu thereof the following language:

Page 2, Section 1, Lines 18-19 by striking all of the language contained within Paragraph 7 beginning with the word "The" through the word "state", which amendment was declared adopted.

Representative Reynolds pressed adoption of the amendment, as amended, which amendment was declared adopted.

Representative Terrill moved to amend **SB 1067**, Page 2, Section 1, Line 19 ½ by inserting the following language:

"8. The officer has reasonable suspicion that any owner, person operating the vehicle or any passenger therein is not lawfully present under federal immigration law."

Representative Ortega moved to table the Terrill amendment, which tabling motion failed of adoption upon roll call as follows:

Aye: Armes, Brown, Dank, Denney, DeWitt, Hamilton, Holland, Liebmann, McDaniel (Jeannie), Morgan, Nelson, Ortega, Osborn, Peters, Pittman, Pruett, Roan, Russ, Scott, Shumate, Virgin, Wright, Mr. Speaker.--23.

Nay: Banz, Bennett, Billy, Brumbaugh, Cannaday, Casey, Cockroft, Condit, Coody, Cooksey, Derby, Dorman, Glenn, Hall, Hoskin, Inman, Jackson, Jordan, Joyner, Kern, Key,

Lockhart, Martin (Scott), Martin (Steve), McCullough, McDaniel (Curtis), McPeak, Moore, Mulready, Murphey, Newell, Ownbey, Peterson, Proctor, Quinn, Renegar, Reynolds, Ritze, Roberts (Dustin), Rousselot, Sanders, Schwartz, Sears, Shannon, Shelton, Sherrer, Shoemake, Stiles, Vaughan, Wesselhoft.--50.

Excused: Blackwell, Christian, Cox, Enns, Faught, Fourkiller, Grau, Hardin, Hickman, Hilliard, Johnson, Kirby, Kouplen, McDaniel (Randy), McNiel, Morrissette, Nollan, Richardson, Roberts (Sean), Terrill, Thomsen, Tibbs, Trebilcock, Walker, Watson, Williams.--26.

Vacancy: District 71, District 88.--2.

Representative Roan pressed adoption of the Terrill amendment, which amendment was declared adopted.

Representative Roan moved that **SB 1067** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1067 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Bennett, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, Holland, Hoskin, Inman, Jackson, Jordan, Joyner, Kern, Kirby, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McCullough, McDaniel (Curtis), 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, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Stiles, Thomsen, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--88.

Nay: Key, Shumate.--2.

Excused: Christian, Faught, Hilliard, Johnson, Kouplen, Terrill, Tibbs, Trebilcock, Williams.--9.

Vacancy: District 71, District 88.--2.

The measure passed.

SB 1067 was referred for engrossment.

GENERAL ORDER

SB 1231 by Mazzei of the Senate and Dank of the House was read and considered.

Representative Dank moved that **SB 1231** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1231 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Bennett, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, Moore, Morgan, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Richardson, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Stiles, Thomsen, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--88.

Nay: McPeak, Reynolds, Ritze.--3.

Excused: Christian, Faught, Hilliard, Kouplen, Terrill, Tibbs, Trebilcock, Williams.--8.

Vacancy: District 71, District 88.--2.

The measure passed.

SB 1231 was referred for engrossment.

GENERAL ORDER

SB 1232 by Mazzei et al of the Senate and Dank of the House was read and considered.

Representative Dank moved that **SB 1232** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1232 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Bennett, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McCullough, McDaniel (Curtis), 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, Sherrer, Shoemake, Shumate, Stiles, Thomsen, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--90.

Excused: Christian, Faught, Hilliard, Kouplen, Russ, Terrill, Tibbs, Trebilcock, Williams.--9.

Vacancy: District 71, District 88.--2.

The measure passed.

SB 1232 was referred for engrossment.

GENERAL ORDER

SB 1698 by Sykes of the Senate and Banz of the House was read and considered.

Representative Banz moved that **SB 1698** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1698 was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Armes, Banz, Bennett, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McCullough, McDaniel (Curtis), 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,

Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Stiles, Thomsen, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--91.

Excused: Christian, Faught, Hilliard, Kouplen, Terrill, Tibbs, Trebilcock, Williams.--8.

Vacancy: District 71, District 88.--2.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 1698** and ordered same returned to the Honorable Senate.

COMMITTEE REPORTS

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

DO PASS:

SB 1000 – General Government
SB 1042 – Appropriations and Budget
SB 1052 – Appropriations and Budget
SB 1056 – Appropriations and Budget
SB 1069 – Appropriations and Budget
SB 1082 – Economic Development, Tourism and Financial Services
SB 1119 – Appropriations and Budget
SB 1127 – Economic Development, Tourism and Financial Services
SB 1179 – Appropriations and Budget
SB 1187 – Appropriations and Budget
SB 1188 – Appropriations and Budget
SB 1198 – Economic Development, Tourism and Financial Services
SB 1360 – Appropriations and Budget
SB 1508 – Appropriations and Budget
SB 1539 – Appropriations and Budget
SB 1544 – General Government
SB 1580 – Appropriations and Budget
SB 1601 – Economic Development, Tourism and Financial Services
SB 1828 – Economic Development, Tourism and Financial Services

DO PASS, As Amended:

CS for **SB 448** – Appropriations and Budget
CS for **SB 747** – Economic Development, Tourism and Financial Services
CS for **SB 1095** – Economic Development, Tourism and Financial Services
CS for **SB 1102** – Economic Development, Tourism and Financial Services

CS for **SB 1108** – Economic Development, Tourism and Financial Services
SB 1138 – Appropriations and Budget, Coauthored by Representative(s) Pittman
CS for **SB 1372** – Appropriations and Budget
CS for **SB 1448** – General Government
CS for **SB 1451** – General Government
SB 1462 – Appropriations and Budget, Coauthored by Representative(s) Pittman
SB 1464 – Appropriations and Budget, Coauthored by Representative(s) Pittman
SB 1480 – General Government
CS for **SB 1493** – Economic Development, Tourism and Financial Services
SB 1533 – Appropriations and Budget
CS for **SB 1571** – Appropriations and Budget, Coauthored by Senator(s) Holt
CS for SB 1664 – Appropriations and Budget
CS for **SB 1696** – Appropriations and Budget
SB 1793 – Appropriations and Budget
SB 1795 – Appropriations and Budget
CS for **SB 1866** – Appropriations and Budget
CS for **SB 1872** – Public Safety

Representative DeWitt moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 1:30 p.m., Monday, April 9, 2012, which was the order.

Pursuant to the motion of Representative DeWitt, the House was adjourned at 11:10 a.m., to reconvene Monday, April 9, 2012, at 1:30 p.m.