

HOUSE JOURNAL

Second Regular Session of the Fifty-third Legislature

of the State of Oklahoma

Ninth Legislative Day, Monday, February 20, 2012

The House was called to order by Speaker Steele.

The roll was called with 96 Members present.

The following Members were excused: Cooksey, Hilliard, Trebilcock—3.

Vacancy: District 1, District 71.—2.

The Speaker declared a quorum present.

Prayer was offered by Pastor Vep Ellis, Sheridan Christian Center, Tulsa.
Pastor Ellis was sponsored by Representative Tibbs.

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

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HBs 2119, 2320, 2655, 2656 and **HCR 1020** were reported correctly engrossed, 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:

HJR 1095 – Administrative Rules and Government Oversight

MEASURES REASSIGNED

The following measures were reassigned:

- HB 1848** – Withdrawn from Rules and referred to Human Services.
- HB 2155** – Withdrawn from Rules and referred to Judiciary.
- HB 2195** – Withdrawn from Veterans and referred to Rules.
- HB 2634** – Withdrawn from Human Services and referred to Judiciary.
- HB 3057** – Withdrawn from Appropriations and Budget and referred to Rules.
- HB 3061** – Withdrawn from Rules and referred to Appropriations and Budget.
- HB 3110** – Withdrawn from Appropriations and Budget and referred to Rules.
- HB 3116** – Withdrawn from Appropriations and Budget and referred to Rules.
- HB 3119** – Withdrawn from Rules and referred to Common Education.
- HB 3122** – Withdrawn from Rules and referred to Judiciary.

GENERAL ORDER

HB 2750 by Kirby of the House and Johnson (Rob) of the Senate was read and considered.

Coauthored by Representative(s) Nollan, Pittman

Representative Kirby moved that **HB 2750** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2750 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, Christian, Cockroft, Condit, Coody, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Faught, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, 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, 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, Terrill, Tibbs, Vaughan, Virgin, Walker, Watson, Wesselhoft, Mr. Speaker.--92.

Excused: Cooksey, Hilliard, Morrissette, Thomsen, Trebilcock, Williams, Wright.--7.

Vacancy: District 1, District 71.--2.

The measure passed.

HB 2750 was referred for engrossment.

GENERAL ORDER

HB 2278 by Grau of the House was read and considered.

Authored by Senator Sykes (principal Senate author)

Representative Grau moved that **HB 2278** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2278 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cockroft, Condit, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Faught, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Kouplen, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiell, 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), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shelton, Sherrer, Shoemake, Shumate, Stiles, Terrill, Thomsen, Tibbs, Vaughan, Virgin, Walker, Watson, Wesselhoft, Mr. Speaker.--89.

Excused: Armes, Coody, Cooksey, Hilliard, Key, Roberts (Sean), Shannon, Trebilcock, Williams, Wright.--10.

Vacancy: District 1, District 71.--2.

The measure passed.

HB 2278 was referred for engrossment.

GENERAL ORDER

HB 2401 by Rousselot et al of the House and David of the Senate was read and considered.

Coauthored by Representative(s) Kern, Hoskin

Representative Rousselot moved that **HB 2401** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2401 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, Christian, Cockroft, Condit, Coody, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Faught, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, Holland, Hoskin, Inman, Jackson, Johnson, 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, Pruett, Quinn, Renegar, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shelton, Sherrer, Shoemake, Shumate, Stiles, Terrill, Thomsen, Tibbs, Vaughan, Virgin, Walker, Watson, Wesselhoft, Mr. Speaker.--92.

Excused: Cooksey, Hilliard, Jordan, Shannon, Trebilcock, Williams, Wright.--7.

Vacancy: District 1, District 71.--2.

The measure passed.

HB 2401 was referred for engrossment.

GENERAL ORDER

HB 2264 by Cox of the House and David of the Senate was read and considered.

Representative Cox moved that **HB 2264** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2264 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, Christian, Cockroft, Condit, Coody, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Faught, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, Holland, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Kouplen, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morgan, Morrisette, Mulready, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Stiles, Terrill, Thomsen, Tibbs, Vaughan, Virgin, Walker, Watson, Wesselhoft, Mr. Speaker.--93.

Excused: Cooksey, Hilliard, Key, Trebilcock, Williams, Wright.--6.

Vacancy: District 1, District 71.--2.

The measure passed.

HB 2264 was referred for engrossment.

GENERAL ORDER

HB 2573 by Ownbey of the House and Simpson of the Senate was read and considered.

Coauthored by Representative(s) Vaughan

Representative Ownbey moved that **HB 2573** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2573 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Billy, Casey, Condit, Coody, Cox, Dank, Denney, DeWitt, Enns, Glenn, Hamilton, Hardin, Hickman, Holland, Jackson, Jordan, Kirby, Kouplen, Liebmann, Martin (Scott), Martin (Steve), McDaniel (Jeannie), McDaniel (Randy), McNiel, Morgan, Mulready, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peters, Peterson, Pittman, Pruett, Quinn, Renegar, Richardson, Roan, Roberts (Dustin), Roberts (Sean), Rousselot,

Sanders, Schwartz, Sears, Shannon, Shelton, Shoemake, Shumate, Stiles, Thomsen, Tibbs, Vaughan, Virgin, Walker, Watson, Wesselhoft, Mr. Speaker.--61.

Nay: Bennett, Blackwell, Brown, Brumbaugh, Cannaday, Christian, Cockroft, Derby, Dorman, Faught, Fourkiller, Grau, Hall, Hoskin, Inman, Johnson, Joyner, Kern, Key, Lockhart, McAffrey, McCullough, McPeak, Moore, Morrissette, Murphey, Proctor, Reynolds, Ritze, Russ, Scott, Sherrer, Terrill.--33.

Excused: Cooksey, Hilliard, Trebilcock, Williams, Wright.--5.

Vacancy: District 1, District 71.--2.

The measure passed.

HB 2573 was referred for engrossment.

GENERAL ORDER

HB 2587 by Joyner of the House and Shortey of the Senate was read and considered.

Representative Joyner moved that **HB 2587** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2587 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, Christian, Cockroft, Condit, Coody, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Faught, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, 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, Pruett, Quinn, Renegar, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Stiles, Terrill, Thomsen, Tibbs, Vaughan, Virgin, Walker, Watson, Wesselhoft, Mr. Speaker.--93.

Nay: Reynolds.--1.

Excused: Cooksey, Hilliard, Trebilcock, Williams, Wright.--5.

Vacancy: District 1, District 71.--2.

The measure passed.

HB 2587 was referred for engrossment.

GENERAL ORDER

HB 2727 by Inman of the House and Paddock of the Senate was read and considered.

Coauthored by Representative(s) Hoskin

Representative Inman moved that **HB 2727** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2727 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, Christian, Cockroft, Condit, Coody, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Faught, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, 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, Pruett, Quinn, Renegar, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Stiles, Terrill, Thomsen, Tibbs, Vaughan, Virgin, Walker, Watson, Wesselhoft, Mr. Speaker.--93.

Excused: Cooksey, Hilliard, Sanders, Trebilcock, Williams, Wright.--6.

Vacancy: District 1, District 71.--2.

The measure passed.

HB 2727 was referred for engrossment.

GENERAL ORDER

HB 2786 by Ortega of the House and Fields of the Senate was read and considered.

Representative Ortega moved that **HB 2786** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2786 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, Christian, Cockroft, Condit, Coody, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Faught, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, 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, Pruett, Quinn, Renegar, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Stiles, Terrill, Thomsen, Tibbs, Vaughan, Virgin, Walker, Watson, Wesselhoft, Mr. Speaker.--93.

Excused: Cooksey, Hilliard, Sanders, Trebilcock, Williams, Wright.--6.

Vacancy: District 1, District 71.--2.

The measure passed.

HB 2786 was referred for engrossment.

GENERAL ORDER

HB 2899 by Morgan of the House and Shortey of the Senate was read and considered.

Representative Morgan moved that **HB 2899** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2899 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, Christian, Cockroft, Condit, Coody, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Faught, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, 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, Pruett, Quinn, Renegar, Reynolds, Richardson, Ritze, Roan, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Sears, Shannon, Shelton, Sherrer, Shoemake, Shumate, Stiles, Terrill, Tibbs, Vaughan, Virgin, Walker, Watson, Wesselhoft, Mr. Speaker.--92.

Excused: Cooksey, Hilliard, Scott, Thomsen, Trebilcock, Williams, Wright.--7.

Vacancy: District 1, District 71.--2.

The measure passed.

HB 2899 was referred for engrossment.

GENERAL ORDER

HB 2511 by Coody of the House and Justice of the Senate was read and considered.

Representative Coody moved that **HB 2511** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2511 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, Christian, Cockroft, Condit, Coody, Cox, Dank, Denney, Derby, DeWitt, Dorman, Enns, Faught, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hickman, Holland, Hoskin, Jackson, Johnson, Jordan, Joyner, Kern, Key, Kirby, Kouplen, Liebmann, Lockhart, Martin (Scott), Martin (Steve), McAffrey, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, 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, Terrill, Tibbs, Vaughan, Virgin, Walker, Watson, Wesselhoft, Mr. Speaker.--91.

Excused: Cooksey, Hilliard, Inman, Moore, Thomsen, Trebilcock, Williams, Wright.--8.

Vacancy: District 1, District 71.--2.

The measure and emergency passed.

HB 2511 was referred for engrossment.

RESOLUTIONS

The following were introduced and read:

HCR 1026 – By McDaniel (Jeannie).

A Concurrent Resolution recognizing the importance of finding the cause and cure for multiple sclerosis; stating belief that all Americans and Oklahomans should support finding the cause and developing a method of prevention of multiple sclerosis; expressing appreciation to the Oklahoma Chapter of the National Multiple Sclerosis Society for its work; proclaiming March 2012 as Multiple Sclerosis Awareness Month; and directing distribution.

HCR 1027 – By Blackwell.

A Concurrent Resolution creating the Task Force on Oil and Gas Well Pooling; directing the Task Force to study certain issues and make recommendations; establishing membership; providing for cochairs, meetings, service, quorum, vacancies and staff support; directing state agencies to provide support and information; allowing for travel reimbursement; allowing the Task Force to seek certain assistance for certain purpose; requiring the Task Force to submit a report; and directing distribution.

HCR 1028 – By Faught.

A Concurrent Resolution affirming the Parental Rights Amendment to the Constitution of the United States; urging Congress to propose the Parental Rights Amendment to the States for ratification; and directing distribution.

COMMITTEE REPORTS

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

DO PASS:

HB 2318 – Insurance

HB 2440 – Redistricting, Authored by Senator Marlatt (principal Senate author)

HB 2902 – Redistricting, Authored by Senator Burrage (principal Senate author)

DO PASS, As Amended:

CS for HB 2390 – Appropriations and Budget, Authored by Senator Bingman (principal Senate author)

CS for HB 3044 – Appropriations and Budget, Authored by Senator Sykes (principal Senate author)

Representative DeWitt moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 9:00 a.m., Tuesday, February 21, 2012, which was the order.

Pursuant to the motion of Representative DeWitt, the House was adjourned at 3:10 p.m., to reconvene Tuesday, February 21, 2012, at 9:00 a.m.