

HOUSE JOURNAL

Second Regular Session of the Fifty-fourth Legislature

of the State of Oklahoma

Tenth Legislative Day, Tuesday, February 18, 2014

The House was called to order by Representative Denney.

The roll was called with 96 Members present.

The following Members were excused: Brumbaugh, Echols, Enns, Schwartz, Trebilcock.—5.

Representative Denney declared a quorum present.

Prayer was offered by Pastor Jeff Allred, Journey Church, Sallisaw. Pastor Allred was sponsored by Representative Bennett.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HBs 2320, 2354, 2356, 2378, 2405, 2495, 2496, 2499 and 2587 were reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

MEASURES REASSIGNED

The following measures were reassigned:

HB 2542 – Withdrawn from Appropriations and Budget and referred to Government Modernization.

HB 2811 – Withdrawn from General Government and referred to States' Rights.

HB 2879 – Withdrawn from Appropriations and Budget and referred to Transportation.

HB 3166 – Withdrawn from Administrative Rules, Government Oversight and Repealer and referred to Rules.

HB 3172 – Withdrawn from Common Education and referred to Rules.

HB 3176 – Withdrawn from Rules and referred to Public Safety.

HB 3177 – Withdrawn from Rules and referred to States' Rights.

GENERAL ORDER

HB 2497 by Casey et al of the House and Stanislawski of the Senate was read and considered.

Coauthored by Representative(s) Coody, Pittman

Representative Casey moved that **HB 2497** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2497 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, Biggs, Blackwell, Brown, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, Fisher, Floyd, Fourkiller, Glenn, Grau, Hall, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Kouplen, Martin (Scott), Matthews, McBride, McCall, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Morrisette, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Ritze, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Sears, Shannon, Shelton, Sherrer, Shoemake, Smalley, Stiles, Thomsen, Turner, Vaughan, Walker, Watson, Wesselhoft, Williams, Wood, Wright, Mr. Speaker.--86.

Excused: Billy, Brumbaugh, Christian, DeWitt, Dorman, Echols, Enns, Hamilton, Lockhart, McCullough, Moore, Schwartz, Scott, Trebilcock, Virgin.--15.

The measure and emergency passed.

HB 2497 was referred for engrossment.

GENERAL ORDER

HB 3290 by Murphey of the House and Dahm of the Senate was read and considered.

Representative Murphey moved that **HB 3290** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 3290 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Bennett, Biggs, Blackwell, Brown, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, Fisher, Floyd, Fourkiller, Glenn, Grau, Hall, Hardin, Henke, Hulbert, Inman, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Lockhart, Martin (Scott), Matthews, McBride, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Morrisette, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Ritze, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Sears, Shannon, Shoemake, Smalley, Stiles, Thomsen, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--83.

Nay: Hoskin, Shelton, Sherrer, Williams.--4.

Excused: Banz, Billy, Brumbaugh, DeWitt, Dorman, Echols, Enns, Hamilton, Kouplén, Moore, Schwartz, Scott, Trebilcock, Virgin.--14.

The measure passed.

HB 3290 was referred for engrossment.

GENERAL ORDER

HB 2417 by Ritze of the House and David of the Senate was read and considered.

Coauthored by Representative(s) Sherrer, Hoskin

Representative Ritze moved that **HB 2417** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2417 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Bennett, Biggs, Brown, Cannaday, Casey, Christian, Cleveland, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Fisher, Floyd, Fourkiller, Glenn, Grau, Henke, Hoskin, Hulbert, Inman, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Kouplén, Lockhart, Martin (Scott), Matthews, McBride, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morrisette, Mulready, Nelson, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean),

Rousselot, Russ, Sanders, Sears, Sherrer, Shoemake, Smalley, Stiles, Turner, Vaughan, Walker, Watson, Wesselhoft, Williams, Wood, Wright, Mr. Speaker.--80.

Nay: Blackwell, Cockroft, Hall, Hardin, Murphey, Newell, Quinn, Shannon, Shelton, Thomsen.--10.

Excused: Billy, Brumbaugh, Dorman, Echols, Enns, Hamilton, Reynolds, Schwartz, Scott, Trebilcock, Virgin.--11.

The measure passed.

HB 2417 was referred for engrossment.

GENERAL ORDER

HB 2422 by Bennett et al of the House and Dahm of the Senate was read and considered.

Coauthored by Representative(s) Ritze, Reynolds

Representative Bennett moved that **HB 2422** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2422 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, Biggs, Blackwell, Brown, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, Fisher, Floyd, Fourkiller, Glenn, Grau, Hall, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Kouplen, Lockhart, Martin (Scott), Matthews, McBride, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, Moore, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Ritze, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sears, Shannon, Shelton, Sherrer, Shoemake, Smalley, Stiles, Thomsen, Turner, Vaughan, Walker, Watson, Wesselhoft, Williams, Wood, Wright, Mr. Speaker.--88.

Excused: Billy, Brumbaugh, DeWitt, Dorman, Echols, Enns, Hamilton, McPeak, Sanders, Schwartz, Scott, Trebilcock, Virgin.--13.

The measure and emergency passed.

HB 2422 was referred for engrossment.

GENERAL ORDER

HB 2518 by Vaughan of the House and Fields of the Senate was read and considered.

Representative Sherrer moved to recommit **HB 2518** to the Agriculture and Wildlife Committee.

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

Aye: Armes, Banz, Bennett, Biggs, Casey, Cleveland, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, Hall, Hardin, Henke, Hulbert, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Martin (Scott), McBride, McCall, McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Peterson, Quinn, Roberts (Dustin), Roberts (Sean), Sanders, Sears, Smalley, Stiles, Thomsen, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Mr. Speaker.--55.

Nay: Blackwell, Brown, Cannaday, Condit, Fisher, Fourkiller, Glenn, Hoskin, Inman, Kouplén, Lockhart, McDaniel (Curtis), McDaniel (Jeannie), Morrissette, Perryman, Pittman, Proctor, Renegar, Reynolds, Ritze, Rousselot, Scott, Shelton, Sherrer, Shoemake.--25.

Excused: Billy, Brumbaugh, Christian, DeWitt, Dorman, Echols, Enns, Floyd, Grau, Hamilton, Matthews, McPeak, Nelson, Pruett, Russ, Schwartz, Shannon, Trebilcock, Virgin, Williams, Wright.--21.

Representative Vaughan moved that **HB 2518** be advanced from General Order, which motion was declared adopted upon a division of the question.

THIRD READING

HB 2518 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Bennett, Biggs, Casey, Cleveland, Condit, Coody, Cox, Dank, Denney, DeWitt, Glenn, Grau, Henke, Hulbert, Jackson, Jackson, Johnson, Jordan, Joyner, Kirby, Martin (Scott), McBride, McCall, McDaniel (Curtis), McDaniel (Randy), McNiel, Moore, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Peterson, Pruett, Quinn, Renegar, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Sears, Shoemake, Thomsen, Turner, Vaughan, Walker, Watson, Wesselhoft, Wright, Mr. Speaker.--52.

Nay: Banz, Brown, Cannaday, Christian, Cockroft, Cooksey, Derby, Fisher, Floyd, Fourkiller, Hall, Hardin, Hoskin, Kern, Kouplén, Lockhart, Matthews, McCullough, McDaniel (Jeannie), McPeak, Morrissette, Mulready, Murphey, Nelson, Perryman, Proctor, Reynolds, Ritze, Rousselot, Scott, Sherrer, Smalley, Williams, Wood.--34.

Excused: Billy, Blackwell, Brumbaugh, Dorman, Echols, Enns, Hamilton, Inman, Pittman, Schwartz, Shannon, Shelton, Stiles, Trebilcock, Virgin.--15.

The measure passed.

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

Aye: Armes, Biggs, Casey, Cleveland, Coody, Dank, Denney, DeWitt, Jackson, Jackson, Johnson, Jordan, Martin (Scott), McBride, McDaniel (Randy), McNiel, Nelson, Newell, Nollan, Ortega, Ownbey, Peterson, Quinn, Renegar, Roberts (Dustin), Sanders, Sears, Vaughan, Watson, Wesselhoft, Wright, Mr. Speaker.--32.

Nay: Banz, Bennett, Blackwell, Brown, Cannaday, Cockroft, Condit, Cooksey, Cox, Derby, Fisher, Floyd, Fourkiller, Glenn, Grau, Hall, Hardin, Hoskin, Hulbert, Inman, Joyner, Kern, Kirby, Kouplen, Lockhart, Matthews, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McPeak, Moore, Morrisette, Mulready, Murphey, O'Donnell, Perryman, Pittman, Proctor, Pruett, Reynolds, Ritze, Roberts (Sean), Rousselot, Scott, Sherrer, Shoemake, Smalley, Stiles, Turner, Walker, Williams, Wood.--53.

Excused: Billy, Brumbaugh, Christian, Dorman, Echols, Enns, Hamilton, Henke, Osborn, Russ, Schwartz, Shannon, Shelton, Thomsen, Trebilcock, Virgin.--16.

The emergency failed.

HB 2518 was referred for engrossment.

GENERAL ORDER

HB 2586 by Ownbey of the House and David of the Senate was read and considered.

Coauthored by Representative(s) Pittman

Representative Ownbey moved that **HB 2586** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2586 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Bennett, Biggs, Blackwell, Brown, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Fisher, Floyd, Fourkiller, Glenn, Grau, Hall, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Kouplen, Lockhart, Martin (Scott), McBride, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morrisette, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell,

Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Scott, Sears, Sherrer, Shoemake, Smalley, Stiles, Thomsen, Turner, Vaughan, Walker, Watson, Wesselhoft, Williams, Wood, Wright, Mr. Speaker.--87.

Excused: Billy, Brumbaugh, Christian, Dorman, Echols, Enns, Hamilton, Matthews, Reynolds, Schwartz, Shannon, Shelton, Trebilcock, Virgin.--14.

The measure passed.

HB 2586 was referred for engrossment.

GENERAL ORDER

HB 2622 by McDaniel (Randy) of the House and Brinkley of the Senate was read and considered.

Representative McDaniel (Randy) moved that **HB 2622** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2622 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, Biggs, Blackwell, Casey, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Fisher, Grau, Hall, Hardin, Henke, Hulbert, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Martin (Scott), Matthews, McBride, McCall, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNeil, Moore, Mulready, Murphey, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pruett, Quinn, Renegar, Reynolds, Ritze, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Sears, Smalley, Stiles, Thomsen, Turner, Vaughan, Walker, Watson, Wesselhoft, Williams, Wood, Wright, Mr. Speaker.--70.

Nay: Cannaday, Dorman, Floyd, Fourkiller, Glenn, Hamilton, Hoskin, Inman, Kouplen, Lockhart, McPeak, Morrissette, Pittman, Proctor, Rousselot, Scott, Sherrer, Shoemake.--18.

Excused: Billy, Brown, Brumbaugh, Christian, Echols, Enns, McCullough, Nelson, Schwartz, Shannon, Shelton, Trebilcock, Virgin.--13.

The measure and emergency passed.

HB 2622 was referred for engrossment.

MESSAGE FROM THE SENATE

Announcing the passage of **SB 1265**. The measure was introduced and read for the first time.

SB 1265 – By Justice and Marlatt of the Senate and Sanders of the House.

An Act relating to motor vehicles size, weight and load; amending 47 O.S. 2011, Section 14-109, which relates to single-axle load limit, gross weight of vehicle and load, exceptions, fees and definition; adding certain exception; and providing an effective date.

COMMITTEE REPORTS

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

DO PASS:

HB 2325 – Judiciary, Authored by Senator Dahm (principal Senate author)

HB 2328 – Transportation

HB 2418 – Public Health, Authored by Senator Dahm (principal Senate author)

HB 2455 – Utility and Environmental Regulation, Authored by Senator Loveless (principal Senate author)

HB 2568 – Judiciary, Authored by Senator Paddock (principal Senate author)

HB 2603 – Public Health, Coauthored by Representative(s) Biggs

HB 2684 – Public Health

HB 2888 – Judiciary, Authored by Senator Anderson (principal Senate author)

HB 2910 – Transportation, Authored by Senator Stanislawski (principal Senate author)

HB 2938 – Common Education, Authored by Senator Sharp (principal Senate author)

HB 2976 – Public Health, Authored by Senator Griffin (principal Senate author)

HB 3151 – Human Services, Coauthored by Representative(s) Nollan, and Authored by Senator Griffin (principal Senate author)

HB 3159 – Judiciary, Authored by Senator Sykes (principal Senate author)

DO PASS, As Amended:

CS for **HB 2696** – Common Education

Representative Peterson moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 1:30 p.m., Wednesday, February 19, 2014, which was the order.

Pursuant to the motion of Representative Peterson, the House was adjourned at 10:40 a.m., to reconvene Wednesday, February 19, 2014, at 1:30 p.m.