

HOUSE JOURNAL

Second Regular Session of the Fifty-fourth Legislature

of the State of Oklahoma

Forty-fourth Legislative Day, Monday, April 21, 2014

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

The roll was called with 99 Members present.

The following Members were excused: Ortega, Trebilcock.—2.

Speaker Pro Tempore Jackson declared a quorum present.

Prayer was offered by Joe Crittenden, Deputy Chief of the Cherokee Nation, Stilwell. Deputy Chief Crittenden was sponsored by Representative Hoskin.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HAs to SBs 1206, 1257, 1431, 1433, 1462, 1538, 1604, 1691 and 2024 were reported correctly engrossed, properly signed, in open session, and the measures, as amended, were ordered returned to the Honorable Senate.

MEASURES REASSIGNED

The following measure was reassigned:

SB 2080 – Withdrawn from Government Modernization and Accountability and referred Direct to Calendar.

RESOLUTION FOR CONSIDERATION

HR 1056 was called up for consideration.

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

Upon motion of Representative Denney, **HR 1056** was considered and adopted.

HR 1056 was referred for enrollment.

GENERAL ORDER

SB 331 by Mazzei of the Senate and Sears of the House was read and considered.

Representative Sears moved that **SB 331** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 331 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, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Echols, Enns, Fisher, Floyd, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Kouplen, Martin (Scott), Matthews, McBride, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morrisette, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Ritze, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Sherrer, Shoemake, Smalley, Stiles, Thomsen, Turner, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wood, Wright, Mr. Speaker.--96.

Excused: Dorman, Lockhart, Ortega, Shelton, Trebilcock.--5.

The measure and emergency passed.

SB 331 was referred for engrossment.

GENERAL ORDER

SB 341 by Mazzei of the Senate and Sears of the House was read and considered.

Representative Sears moved that **SB 341** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 341 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, Billy, Blackwell, Brumbaugh, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, Echols, Enns, Fisher, Floyd, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Kouplen, Martin (Scott), Matthews, McBride, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shelton, Sherrer, Shoemake, Smalley, Stiles, Thomsen, Turner, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wood, Wright, Mr. Speaker.--93.

Excused: Brown, DeWitt, Dorman, Lockhart, Ortega, Reynolds, Shannon, Trebilcock.--8.

The measure and emergency passed.

SB 341 was referred for engrossment.

GENERAL ORDER

SB 865 by Sykes of the Senate and Biggs of the House was read and considered.

Representative Biggs moved that **SB 865** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 865 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Biggs, Billy, Christian, Coody, Cooksey, Dank, Denney, DeWitt, Echols, Enns, Grau, Hall, Henke, Jackson, Jackson, Johnson, Jordan, Kirby, McBride, McCall,

McCullough, McDaniel (Randy), McNiel, Mulready, Nelson, Nollan, O'Donnell, Osborn, Peterson, Pruett, Sanders, Smalley, Wright, Mr. Speaker.--35.

Nay: Banz, Bennett, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Cox, Derby, Fisher, Floyd, Glenn, Hamilton, Hardin, Hoskin, Hulbert, Inman, Joyner, Kern, Kouplen, Lockhart, Martin (Scott), Matthews, McDaniel (Curtis), McDaniel (Jeannie), McPeak, Moore, Morrisette, Murphey, Newell, Perryman, Pittman, Proctor, Renegar, Reynolds, Ritze, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Schwartz, Scott, Sears, Shelton, Sherrer, Shoemake, Stiles, Thomsen, Turner, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wood.--59.

Excused: Dorman, Fourkiller, Ortega, Ownbey, Quinn, Shannon, Trebilcock.--7.

The measure failed.

Representative Biggs served notice to reconsider the vote whereby **SB 865** failed.

GENERAL ORDER

SB 934 by Sykes et al of the Senate and Johnson of the House was read and considered.

Coauthored by Representative(s) Bennett, Kern

Representative Johnson moved that **SB 934** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 934 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, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Echols, Enns, Fisher, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Henke, Hulbert, Inman, 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, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Sears, Sherrer, Shoemake, Smalley, Stiles, Thomsen, Turner, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wood, Wright, Mr. Speaker.--88.

Nay: Floyd, Matthews, Shelton.--3.

Excused: Biggs, Brown, Christian, Dorman, Hoskin, Ortega, Reynolds, Scott, Shannon, Trebilcock.--10.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 934** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 1719 by Jolley of the Senate and Echols of the House was read and considered.

Representative Echols moved to amend **SB 1719**, Page 3, Section 1, Line 6 by restoring the language “or political subdivision” after the word “agency” and before the word “officials”, which amendment was declared adopted.

Representative Echols moved that **SB 1719** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1719 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Biggs, Billy, Blackwell, Cannaday, Casey, Christian, Cleveland, Condit, Coody, Cooksey, Cox, Dank, Denney, DeWitt, Echols, Enns, Fisher, Floyd, Fourkiller, Glenn, Grau, Henke, Hoskin, Hulbert, Inman, Jackson, Jackson, Jordan, Joyner, Kern, Kirby, Kouplen, Martin (Scott), Matthews, McBride, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McNeil, McPeak, Moore, Mulready, Nelson, Newell, Nollan, O'Donnell, Osborn, Perryman, Peterson, Pittman, Pruett, Renegar, Reynolds, Roberts (Dustin), Roberts (Sean), Rousselot, Sanders, Schwartz, Sears, Sherrer, Shoemake, Smalley, Stiles, Thomsen, Vaughan, Virgin, Walker, Watson, Wood, Wright, Mr. Speaker.--74.

Nay: Bennett, Brumbaugh, Cockroft, Derby, Hall, Hamilton, Hardin, Johnson, Lockhart, McDaniel (Randy), Morrisette, Murphey, Ownbey, Proctor, Quinn, Ritze, Russ, Shelton, Turner, Williams.--20.

Excused: Brown, Dorman, Ortega, Scott, Shannon, Trebilcock, Wesselhoft.--7.

The measure passed.

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

Aye: Arnes, Banz, Biggs, Blackwell, Casey, Christian, Cockroft, Cooksey, Cox, Dank, Denney, DeWitt, Echols, Enns, Hall, Henke, Jackson, Jackson, Jordan, Joyner, Kouplen, Martin (Scott), McBride, McCall, McCullough, McDaniel (Jeannie), McNiel, Mulready, Nelson, Newell, Nollan, O'Donnell, Osborn, Peterson, Roberts (Dustin), Sanders, Schwartz, Scott, Sears, Smalley, Thomsen, Vaughan, Walker, Watson, Mr. Speaker.--45.

Nay: Bennett, Brumbaugh, Cannaday, Cleveland, Condit, Derby, Fisher, Floyd, Grau, Hamilton, Hardin, Hulbert, Johnson, Kern, Lockhart, Matthews, McDaniel (Randy), Moore, Morrisette, Murphey, Ownbey, Perryman, Pittman, Proctor, Pruett, Quinn, Renegar, Ritze, Roberts (Sean), Shelton, Sherrer, Turner, Virgin, Williams, Wood.--35.

Excused: Billy, Brown, Coody, Dorman, Fourkiller, Glenn, Hoskin, Inman, Kirby, McDaniel (Curtis), McPeak, Ortega, Reynolds, Rousselot, Russ, Shannon, Shoemake, Stiles, Trebilcock, Wesselhoft, Wright.--21.

The emergency failed.

SB 1719 was referred for engrossment.

MESSAGES FROM THE SENATE

Advising fourth reading of and transmitting for signature Enrolled **SBs 1262, 1471, 1602, 1655, 1661, 1664, 1773, 1777, 1829, 1948, 1980** and **1993**.

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

Returning enrolled measures

Announcing that Enrolled **HBs 2353, 2378, 2548, 2571, 2585, 2604, 2665, 2666, 2706, 2790, 3001, 3090, 3159, 3337** and **3346** have been read at length for the fourth time and signed by the Presiding Officer of Senate, in open session.

The above measures were ordered transmitted to the Honorable Governor.

Returning engrossed measures, as amended

Announcing the passage of and returning engrossed measures as amended: **HBs 2249, 2328, 2372**, Coauthored by Representatives Shelton, Bennett, **2446, 2480**, Coauthored by Senator Sparks, **2534, 2541, 2625**, Coauthored by Representatives Pittman, Virgin, Ownbey, and Senators Griffin, Brinkley, Brecheen, David, Allen, Ford and Marlatt, **2730**, Coauthored by Senator Coates, **2912, 2931, 2999, 3102**, Coauthored by Senators Paddack, Sparks, **3119, 3184** and **3360**.

Senate amendments were read on the above-numbered measures.

Returning engrossed measures

Announcing the passage of **HBs 2587**, Coauthored by Representative Pittman, **2685**, Coauthored by Representatives Bennett, Shannon, Remove Senator Standridge as principal Senate author and substitute with Senator Stanislawski, Coauthored by Senator Loveless, **2831, 2840, 2859, 2994, 3135, 3290, 3333, 3334** and **3343**.

The above-numbered measures were referred for enrollment.

Concurrence in HAs

Announcing the concurrence of Senate in **HAs** to **SB 1673** and the passage of said measure, as amended thereby.

Representative Newell Presiding

GENERAL ORDER

SB 1215 by Stanislawski of the Senate and Grau of the House was read and considered.

Representative Grau moved to amend **SB 1215** by deleting all of Section 1 and by inserting in lieu thereof new Sections 1 and 2, and by renumbering subsequent sections, which amendment was declared adopted.

Representative Grau moved that **SB 1215** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1215 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, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Echols, Enns, Fisher, Floyd, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hoskin, Hulbert, Inman, Jackson, Jackson, Johnson, 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, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Ritze, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shelton, Sherrer, Smalley, Stiles, Thomsen, Turner, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--92.

Excused: Dorman, Henke, Jordan, McPeak, Ortega, Shannon, Shoemake, Trebilcock, Williams.--9.

The measure and emergency passed.

SB 1215 was referred for engrossment.

RECONSIDERATION

Representative McCullough moved to reconsider the vote whereby **SB 1141** failed, which motion prevailed upon roll call as follows:

Aye: Armes, Banz, Billy, Brumbaugh, Cannaday, Cockroft, Condit, Coody, Cooksey, Denney, DeWitt, Echols, Enns, Floyd, Glenn, Hall, Hoskin, Inman, Jackson, Jackson, Johnson, Kouplén, Martin (Scott), Matthews, McBride, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), Morrissette, Mulready, Murphey, Nelson, Nollan, O'Donnell, Ownbey, Perryman, Peterson, Proctor, Pruett, Renegar, Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shelton, Sherrer, Shoemake, Thomsen, Turner, Vaughan, Virgin, Watson, Williams, Wood, Wright, Mr. Speaker.--60.

Nay: Bennett, Casey, Cleveland, Cox, Dank, Derby, Fisher, Hardin, Joyner, Kern, McCall, Moore, Newell, Quinn, Reynolds, Ritze, Smalley, Walker, Wesselhoft.--19.

Excused: Biggs, Blackwell, Brown, Christian, Dorman, Fourkiller, Grau, Hamilton, Henke, Hulbert, Jordan, Kirby, Lockhart, McNiel, McPeak, Ortega, Osborn, Pittman, Roberts (Dustin), Shannon, Stiles, Trebilcock.--22.

THIRD READING

SB 1141 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Billy, Brown, Cannaday, Condit, Coody, Cooksey, Cox, Denney, Echols, Floyd, Glenn, Grau, Hamilton, Hoskin, Inman, Jackson, Jackson, Johnson, Jordan, Kouplén, Lockhart, Martin (Scott), Matthews, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McNiel, Morrissette, Nelson, O'Donnell, Perryman, Peterson, Pittman, Proctor, Pruett, Renegar, Rousselot, Schwartz, Scott, Sears, Shelton, Sherrer, Shoemake, Thomsen, Virgin, Watson, Williams, Wood, Wright, Mr. Speaker.--51.

Nay: Banz, Bennett, Biggs, Brumbaugh, Casey, Christian, Cleveland, Cockroft, Dank, Derby, DeWitt, Enns, Fisher, Hall, Hardin, Hulbert, Joyner, Kern, Kirby, McBride, McCall, McDaniel (Randy), Moore, Mulready, Murphey, Newell, Nollan, Ownbey, Quinn, Reynolds, Ritze, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Smalley, Stiles, Turner, Vaughan, Walker, Wesselhoft.--41.

Excused: Blackwell, Dorman, Fourkiller, Henke, McPeak, Ortega, Osborn, Shannon, Trebilcock.--9.

The measure passed.

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

Aye: Billy, Brown, Cannaday, Condit, Coody, Cooksey, Denney, Echols, Floyd, Fourkiller, Hoskin, Inman, Jackson, Johnson, Jordan, Kouplen, Lockhart, Martin (Scott), Matthews, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McNiel, Morrissette, O'Donnell, Perryman, Peterson, Pittman, Proctor, Pruett, Renegar, Rousselot, Russ, Schwartz, Scott, Sears, Shelton, Sherrer, Shoemake, Thomsen, Virgin, Watson, Williams, Wood, Wright, Mr. Speaker.--46.

Nay: Banz, Brumbaugh, Casey, Christian, Cleveland, Cockroft, Cox, Dank, Derby, DeWitt, Enns, Glenn, Grau, Hardin, Hulbert, Joyner, Kern, McCall, McDaniel (Randy), Moore, Mulready, Nelson, Newell, Nollan, Ownbey, Quinn, Ritze, Roberts (Dustin), Roberts (Sean), Sanders, Smalley, Stiles, Turner, Vaughan, Walker, Wesselhoft.--36.

Excused: Armes, Bennett, Biggs, Blackwell, Dorman, Fisher, Hall, Hamilton, Henke, Jackson, Kirby, McBride, McPeak, Murphey, Ortega, Osborn, Reynolds, Shannon, Trebilcock.--19.

The emergency failed.

SB 1141 was referred for engrossment.

MESSAGES FROM THE SENATE

Announcing the passage of **HBs 2791, 2951, 2974**, Remove Senator Griffin as principal Senate author and substitute with Senator Loveless, Coauthored by Senator Ivester.

The above-numbered measures were referred for enrollment.

Conference requested

Advising rejection of **HAs** to **SB 436** and requesting conference thereon, the Senate naming GCCA as conferees.

MOTION EXPIRED

Time expired for consideration of the motion to reconsider the vote whereby **SB 1907** failed.

MESSAGES FROM THE GOVERNOR

Advising of her approval of **HBs 1112, 2342, 2376, 2405, 2406, 2488, 2586, 2591, 2603, 2674, 2877, 2888, 2934, 2998, 3024** and **3025** on April 21, 2014.

RESOLUTIONS

The following was introduced and read:

HR 1057 – By Denney.

A Resolution observing May 1, 2014, as the National Day of Prayer.

Representative Peterson moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 9:00 a.m., Tuesday, April 22, 2014, which was the order.

Pursuant to the motion of Representative Peterson, the House was adjourned at 3:45 p.m., to reconvene Tuesday, April 22, 2014, at 9:00 a.m.