

HOUSE JOURNAL

Second Regular Session of the Fifty-fourth Legislature

of the State of Oklahoma

Sixty-third Legislative Day, Thursday, May 22, 2014

The House was called to order by Representative Denney.

The roll was called with 99 Members present.

The following Members were excused: DeWitt, Henke.—2.

Representative Denney declared a quorum present.

Prayer was offered by Reverend A. Byron Coleman, III, Fifth Street Baptist Church, Oklahoma City. Reverend Coleman was sponsored by Representative Pittman.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HBs 1416, 2199, 2349, 2480, 2534, 2576, 2630, 2873, 2928, 2929 and **3473** were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HCR 1028 was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HRs 1068 and **1069** were reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Secretary of State.

SECOND READING

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

SB 1136 – Direct to Joint Calendar
SB 2131 – Direct to Joint Calendar
SB 2133 – Direct to Joint Calendar
SB 2135 – Direct to Joint Calendar
SB 2136 – Direct to Joint Calendar
SB 2137 – Direct to Joint Calendar
SB 2139 – Direct to Joint Calendar
SB 2140 – Direct To Calendar

RESOLUTIONS

The following was introduced and read:

HCR 1033 – By Hickman of the House and Bingman of the Senate.

A Concurrent Resolution setting the date for sine die adjournment of the 2nd Session of the 54th Oklahoma Legislature.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 3282** was called up for consideration.

Upon motion of Representative Mulready, the **CCR** on **HB 3282** was adopted.

HB 3282, 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, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, Dorman, Echols, Enns, Fisher, Floyd, Fourkiller, Glenn, Hall, Hardin, Hoskin, Hulbert, Inman, Jackson, Jackson, Johnson, Joyner, Kern, Kirby, Kouplen, Lockhart, Martin (Scott), Matthews, McBride, McCall, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McNiel, McPeak, Moore, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Renegar, Reynolds, Ritze, Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Shannon, Shelton, Sherrer, Shoemake, Thomsen, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--86.

Excused: Biggs, Billy, DeWitt, Grau, Hamilton, Henke, Jordan, McDaniel (Randy), Morrissette, Roberts (Dustin), Sears, Smalley, Stiles, Virgin, Williams.--15.

The measure and emergency passed.

HB 3282, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 3469** was called up for consideration.

Upon motion of Representative Nelson, the **CCR** on **HB 3469** was adopted.

HB 3469, 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, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, Dorman, Echols, Enns, Fisher, Floyd, Fourkiller, Glenn, Hall, Hardin, Hoskin, Hulbert, Jackson, Jackson, Johnson, Joyner, Kern, Kirby, Kouplen, Lockhart, Martin (Scott), Matthews, McBride, McCall, McCullough, McDaniel (Curtis), McNiel, McPeak, Moore, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Ritze, Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Sherrer, Shoemake, Smalley, Stiles, Trebilcock, Turner, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wood, Wright, Mr. Speaker.--84.

Nay: Morrisette, Shelton.--2.

Excused: Biggs, Billy, DeWitt, Grau, Hamilton, Henke, Inman, Jordan, McDaniel (Jeannie), McDaniel (Randy), Ortega, Renegar, Reynolds, Roberts (Dustin), Thomsen.--15.

The measure passed.

HB 3469, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HJR 1092** was called up for consideration.

The **CCR** on **HJR 1092** was laid over.

GENERAL ORDER

SB 2128 by Jolley et al of the Senate and Martin (Scott) et al of the House was read and considered.

Remove as coauthor Representative(s) Inman

Coauthored by Representative(s) Schwartz, Jackson, Pittman

Coauthored by Senator(s) Sparks

Representative Jackson moved adoption of the Joint Committee Report on **SB 2128**, which was declared adopted upon a division of the question.

Representative Jackson moved that **SB 2128** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 2128 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Biggs, Blackwell, Brown, Cannaday, Christian, Cockroft, Condit, Coody, Cooksey, Cox, Denney, Derby, Dorman, Echols, Enns, Floyd, Fourkiller, Glenn, Hall, Hoskin, Inman, Jackson, Jackson, Johnson, Jordan, Joyner, Kirby, Kouplén, Lockhart, Martin (Scott), Matthews, McBride, McCall, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), McNeil, McPeak, Morrissette, Newell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Pruett, Roberts (Dustin), Rousselot, Russ, Sanders, Schwartz, Scott, Sherrer, Shoemake, Stiles, Thomsen, Trebilcock, Virgin, Watson, Williams, Wood, Wright, Mr. Speaker.--66.

Nay: Bennett, Billy, Brumbaugh, Casey, Cleveland, Dank, Fisher, Hamilton, Hardin, Kern, McCullough, Moore, Mulready, Murphey, Nelson, Nollan, O'Donnell, Proctor, Quinn, Reynolds, Ritze, Roberts (Sean), Sears, Turner, Vaughan, Walker, Wesselhoft.--27.

Excused: DeWitt, Grau, Henke, Hulbert, Renegar, Shannon, Shelton, Smalley.--8.

The measure passed.

Representative Jackson moved to reconsider the vote whereby **SB 2128** passed.

Representative Newell moved to table the Jackson motion, which tabling motion prevailed.

The Presiding Officer signed, in open session, Engrossed **SB 2128** and ordered same returned to the Honorable Senate.

MESSAGES FROM THE SENATE

Announcing that Enrolled **HCR 1028** has been signed by the Presiding Officer of Senate, in open session.

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

Returning enrolled measures

Announcing that Enrolled **HBs 1416, 2199, 2349, 2480, 2534, 2576, 2630, 2873, 2928, 2929** and **3473** 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.

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 814 (2nd)

SB 1639

SB 1848, Coauthored by Representatives Derby, Johnson, Cockroft, Echols

SB 1887

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

Returning CCRs

Returning **HBs 1020, 1516** (2nd), **2363, 2620, 3201** and **3469** 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.

Returning engrossed measures

Announcing the passage of **HBs 3511, 3515, 3516, 3519, 3523, 3524, 3531, 3538 and 3539**.

The above-numbered measures were referred for enrollment.

Transmitting enrolled measures

Advising fourth reading of and transmitting for signature Enrolled **SBs 436, 639, 1182, 1187, 1371, 1398, 1505, 1624, 1873, 1914 and 2128**.

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

Concurrence in HAs

Announcing the concurrence of Senate in **HAs to SB 1624** and the passage of said measure, as amended thereby.

PENDING CONSIDERATION OF CCR

The **CCR on HB 2562** was called up for consideration.

Coauthored by Representative(s) McBride, Turner, Trebilcock, Echols, Hall, Newell, Cockroft, Jackson

Representative Reynolds moved to table the **CCR on HB 2562**, which motion failed of adoption upon roll call as follows:

Aye: Bennett, Brown, Cannaday, Dorman, Floyd, Fourkiller, Glenn, Hamilton, Hoskin, Inman, Kouplen, Lockhart, Matthews, McDaniel (Curtis), McDaniel (Jeannie), McPeak, Morrissette, Nollan, Pittman, Proctor, Pruett, Renegar, Reynolds, Ritze, Rousselot, Scott, Shelton, Sherrer, Virgin, Williams.--30.

Nay: Armes, Banz, Biggs, Billy, Brumbaugh, Casey, Christian, Cleveland, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, Echols, Enns, Fisher, Hall, Hardin, Hulbert, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Martin (Scott), McBride, McCall, McCullough, McDaniel (Randy), Moore, Mulready, Murphey, Nelson, Newell, O'Donnell, Ortega, Osborn, Ownbey, Peterson, Quinn, Roberts (Sean), Russ, Sanders, Schwartz, Sears, Shannon, Shoemake, Smalley, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--63.

Excused: Blackwell, Condit, DeWitt, Grau, Henke, McNeil, Perryman, Roberts (Dustin).--8.

Upon motion of Speaker Hickman, the **CCR** on **HB 2562** was adopted upon a division of the question.

HB 2562, 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, Biggs, Billy, Blackwell, Brumbaugh, Christian, Cleveland, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, Echols, Enns, Fisher, Floyd, Hall, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Martin (Scott), McBride, McCall, McDaniel (Randy), Moore, Mulready, Murphey, Nelson, Newell, O'Donnell, Ortega, Osborn, Perryman, Peterson, Quinn, Renegar, Roberts (Sean), Russ, Sanders, Schwartz, Scott, Shannon, Shoemake, Smalley, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--61.

Nay: Brown, Cannaday, Casey, Dorman, Fourkiller, Glenn, Hamilton, Hardin, Hoskin, Hulbert, Inman, Jackson, Kouplen, Lockhart, Matthews, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McPeak, Morrissette, Nollan, Ownbey, Proctor, Pruett, Reynolds, Ritze, Roberts (Dustin), Rousselot, Sears, Shelton, Sherrer, Virgin, Walker, Williams.--34.

Excused: Condit, DeWitt, Grau, Henke, McNiel, Pittman.--6.

The measure passed.

Speaker Hickman moved to reconsider the vote whereby **HB 2562** passed.

Representative Jackson moved to table the Hickman motion, which tabling motion prevailed.

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

Aye: Armes, Banz, Bennett, Biggs, Billy, Blackwell, Brumbaugh, Casey, Christian, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, Echols, Enns, Fisher, Hall, Hardin, Hulbert, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Martin (Scott), McBride, McCall, McDaniel (Randy), Moore, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Peterson, Pruett, Quinn, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Scott, Sears, Shannon, Smalley, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--68.

Nay: Brown, Cannaday, Dorman, Floyd, Fourkiller, Glenn, Hamilton, Hoskin, Inman, Lockhart, Matthews, McCullough, McDaniel (Curtis), McDaniel (Jeannie), Morrissette, Proctor, Reynolds, Ritze, Rousselot, Shelton, Sherrer, Virgin, Williams.--23.

Excused: DeWitt, Grau, Henke, Kouplen, McNiel, McPeak, Perryman, Pittman, Renegar, Shoemake.--10.

The emergency passed.

Speaker Hickman moved to reconsider the vote whereby the emergency passed.

Representative Trebilcock moved to table the Hickman motion, which tabling motion prevailed.

HB 2562, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

MOTION

Representative Peterson moved that the House stand in recess until 2:15 p.m., which was the order.

Representative Stiles Presiding

RECONSIDERATION

Representative Denney moved to reconsider the vote whereby **HB 2643** passed.

Representative Billy moved to table the Denney motion, which tabling motion prevailed.

HB 2643, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HJR 1092** as laid over on Page 1213 was called up for further consideration.

Upon motion of Representative Echols, the **CCR** on **HJR 1092** was adopted upon a division of the question.

HJR 1092, as amended in conference, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Billy, Blackwell, Cleveland, Coody, Cox, Denney, Echols, Fisher, Grau, Hamilton, Hulbert, Kern, Martin (Scott), McBride, McCall, McCullough, McDaniel (Randy), Moore, Mulready, Nelson, Nollan, O'Donnell, Ortega, Ownbey, Peterson, Roberts (Dustin), Russ, Schwartz, Stiles, Trebilcock, Walker, Watson, Wesselhoft, Mr. Speaker.--34.

Nay: Armes, Banz, Biggs, Brown, Brumbaugh, Cannaday, Casey, Christian, Cockroft, Condit, Cooksey, Dank, Derby, Dorman, Enns, Floyd, Fourkiller, Glenn, Hall, Hardin,

Hoskin, Inman, Jackson, Jackson, Johnson, Jordan, Joyner, Kirby, Kouplen, Lockhart, Matthews, McDaniel (Curtis), McDaniel (Jeannie), McNiell, McPeak, Morrissette, Murphey, Newell, Osborn, Perryman, Proctor, Pruett, Quinn, Renegar, Ritze, Roberts (Sean), Rousselot, Sanders, Scott, Sears, Shelton, Sherrer, Shoemake, Smalley, Thomsen, Turner, Vaughan, Virgin, Williams, Wood, Wright.--61.

Excused: DeWitt, Henke, Pittman, Reynolds, Shannon.--5.

Constitutional Priv: Bennett.--1.

The measure failed.

Representative Echols served notice to reconsider the vote whereby **HJR 1092** failed.

MESSAGES FROM THE SENATE

Returning **HBs 2130, 2241, 2384, 2531, 2541, 2562, 2589**, Coauthored by Representative Scott, **2643, 2688, 2779, 2985, 3055** and **3472** 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 78

SB 582 (2nd)

SB 862

SB 1215

SB 1315

SB 1438

SB 1866

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

GENERAL ORDER

SB 2127 by Jolley et al of the Senate and Martin (Scott) et al of the House was read and considered.

Representative Morrissette raised a point of order as to why the Presiding Officer was restricting the number of questions on the Joint Committee Report on **SB 2127**, to which the Presiding Officer stated that it is the prerogative of the Chair and that it is the duty of the Chair to maintain order.

Representative Martin (Scott) moved adoption of the Joint Committee Report on **SB 2127**, which motion was declared adopted upon a division of the question.

Representative Martin (Scott) moved that **SB 2127** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 2127 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, Brumbaugh, Casey, Christian, Cockroft, Cooksey, Cox, Derby, Echols, Enns, Hall, Hulbert, Jackson, Jackson, Johnson, Jordan, Joyner, Kirby, Martin (Scott), McBride, McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Peterson, Quinn, Ritze, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Smalley, Stiles, Thomsen, Trebilcock, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--56.

Nay: Bennett, Brown, Cannaday, Cleveland, Condit, Dank, Dorman, Fisher, Floyd, Fourkiller, Glenn, Grau, Hamilton, Hardin, Hoskin, Inman, Kern, Kouplen, Lockhart, Matthews, McDaniel (Curtis), McDaniel (Jeannie), McPeak, Morrissette, Murphey, Perryman, Pittman, Proctor, Pruett, Renegar, Reynolds, Rousselot, Scott, Shannon, Shelton, Sherrer, Shoemake, Turner, Virgin.--39.

Excused: Coody, Denney, DeWitt, Henke, McCall, Williams.--6.

The measure passed.

Representative Martin (Scott) moved to reconsider the vote whereby **SB 2127** passed.

Representative Jackson moved to table the Martin (Scott) motion, which tabling motion prevailed upon roll call as follows:

Aye: Armes, Banz, Biggs, Blackwell, Casey, Christian, Cockroft, Cooksey, Derby, Echols, Enns, Hall, Hulbert, Jackson, Jackson, Johnson, Jordan, Joyner, Martin (Scott), McBride, McCullough, McDaniel (Randy), Moore, Mulready, Newell, Osborn, Ownbey, Peterson, Quinn, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Smalley, Thomsen, Trebilcock, Vaughan, Watson, Wesselhoft, Wood, Mr. Speaker.--43.

Nay: Cannaday, Condit, Dorman, Floyd, Glenn, Hamilton, Hoskin, Inman, Kouplen, Lockhart, Matthews, McPeak, Perryman, Proctor, Pruett, Renegar, Rousselot, Shelton, Sherrer, Shoemake, Turner.--21.

Excused: Bennett, Billy, Brown, Brumbaugh, Cleveland, Coody, Cox, Dank, Denney, DeWitt, Fisher, Fourkiller, Grau, Hardin, Henke, Kern, Kirby, McCall, McDaniel (Curtis), McDaniel (Jeannie), McNeil, Morrisette, Murphey, Nelson, Nollan, O'Donnell, Ortega, Pittman, Reynolds, Ritze, Scott, Shannon, Stiles, Virgin, Walker, Williams, Wright.--37.

The Presiding Officer signed, in open session, Engrossed **SB 2127** and ordered same returned to the Honorable Senate.

ENGROSSED AND ENROLLED MEASURES

HBs 1020, 1516, 2130, 2241, 2363, 2531, 2541, 2562, 2589, 2620, 2643, 2688, 3055, 3201, 3469, 3472, 3511, 3515, 3516, 3519, 3523, 3524, 3531, 3538 and 3539 were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **2nd CCR** on **HJR 1033** was called up for consideration.

Coauthored by Senator(s) Bingman

The **2nd CCR** on **HJR 1033** was laid over.

MOTION

Representative Peterson moved to suspend House Rule 4.4(i) for the remainder of this legislative day, which motion was declared adopted upon roll call as follows:

Aye: Armes, Bennett, Biggs, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cleveland, Condit, Cooksey, Cox, Dank, Derby, Echols, Enns, Fisher, Floyd, Glenn, Hamilton, Hoskin, Hulbert, Inman, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Lockhart, Martin (Scott), Matthews, McBride, McCullough, McDaniel (Curtis), McDaniel (Jeannie), McDaniel (Randy), Moore, Morrisette, Murphey, Nollan, O'Donnell, Ortega, Ownbey, Peterson, Pittman, Proctor, Pruett, Quinn, Roberts (Dustin), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shoemake, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Virgin, Walker, Watson, Wesselhoft, Mr. Speaker.--69.

Nay: Hardin, McPeak, Nelson, Reynolds, Ritze.--5.

Excused: Banz, Cockroft, Coody, Denney, DeWitt, Dorman, Fourkiller, Grau, Hall, Henke, Kirby, Kouplen, McCall, McNiel, Mulready, Newell, Osborn, Perryman, Renegar, Roberts (Sean), Shannon, Shelton, Sherrer, Smalley, Williams, Wood, Wright.--27.

MOTION

Representative Peterson moved that the House stand in recess until 6:50 p.m., which was the order.

Representative Newell Presiding

PENDING CONSIDERATION OF CCR

The **CCR** on **HJR 1033** as laid over on Page 1221 was called up for further consideration.

Upon motion of Speaker Hickman, the **CCR** on **HJR 1033** was adopted upon roll call as follows.

Aye: Armes, Banz, Biggs, Billy, Blackwell, Casey, Christian, Cleveland, Condit, Cooksey, Cox, Dank, Derby, Echols, Enns, Grau, Hall, Hulbert, Jackson, Jackson, Johnson, Jordan, Joyner, Kirby, Martin (Scott), McBride, McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Nelson, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Peterson, Pruett, Quinn, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Shannon, Shoemake, Stiles, Thomsen, Trebilcock, Vaughan, Walker, Watson, Wood, Wright, Mr. Speaker.--57.

Nay: Bennett, Brown, Brumbaugh, Cannaday, Fisher, Floyd, Fourkiller, Hamilton, Hardin, Hoskin, Inman, Kern, Kouplen, Lockhart, Matthews, McDaniel (Curtis), McPeak, Murphey, Newell, Perryman, Pittman, Proctor, Reynolds, Ritze, Rousselot, Scott, Shelton, Sherrer, Smalley, Turner, Virgin, Wesselhoft.--32.

Excused: Cockroft, Coody, Denney, DeWitt, Dorman, Glenn, Henke, McCall, McDaniel (Jeannie), Morrissette, Renegar, Williams.--12.

HJR 1033, 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, Biggs, Billy, Blackwell, Casey, Christian, Cleveland, Condit, Cooksey, Cox, Dank, Derby, Echols, Enns, Grau, Hall, Hulbert, Jackson, Jackson, Johnson, Jordan, Joyner, Kirby, Martin (Scott), McBride, McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Nelson, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Peterson, Pruett, Quinn, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Shoemake, Thomsen, Trebilcock, Vaughan, Walker, Watson, Wood, Wright, Mr. Speaker.--55.

Nay: Bennett, Brown, Brumbaugh, Cannaday, Fisher, Floyd, Fourkiller, Hamilton, Hardin, Hoskin, Inman, Kern, Kouplen, Lockhart, Matthews, McDaniel (Curtis), McPeak, Murphey, Newell, Perryman, Pittman, Proctor, Reynolds, Ritze, Rousselot, Scott, Shannon, Shelton, Sherrer, Smalley, Stiles, Turner, Virgin, Wesselhoft.--34.

Excused: Cockroft, Coody, Denney, DeWitt, Dorman, Glenn, Henke, McCall, McDaniel (Jeannie), Morrissette, Renegar, Williams.--12.

The measure passed.

Speaker Hickman moved to reconsider the vote whereby **HJR 1033** passed.

Representative Jackson moved to table the Hickman motion, which tabling motion prevailed.

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

Aye: Banz, Billy, Blackwell, Casey, Christian, Cleveland, Cooksey, Dank, Denney, Derby, Enns, Grau, Hall, Hulbert, Jackson, Jackson, Johnson, Jordan, Joyner, Martin (Scott), McBride, McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Peterson, Quinn, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Shoemake, Smalley, Stiles, Thomsen, Trebilcock, Vaughan, Walker, Watson, Wood, Wright, Mr. Speaker.--51.

Nay: Bennett, Brown, Cannaday, Condit, Fisher, Floyd, Fourkiller, Hamilton, Hardin, Hoskin, Inman, Kern, Kouplen, Lockhart, Matthews, Murphey, Perryman, Pittman, Proctor, Pruett, Reynolds, Ritze, Rousselot, Scott, Shannon, Shelton, Sherrer, Turner, Virgin, Wesselhoft.--30.

Excused: Armes, Biggs, Brumbaugh, Cockroft, Coody, Cox, DeWitt, Dorman, Echols, Glenn, Henke, Kirby, McCall, McDaniel (Curtis), McDaniel (Jeannie), McPeak, Morrissette, Renegar, Sears, Williams.--20.

The emergency failed.

Speaker Hickman served notice to reconsider the vote whereby the emergency failed on **HJR 1033**.

Speaker Hickman moved to reconsider the vote whereby the emergency failed on **HJR 1033**.

Representative Wood moved to table the Hickman motion, which tabling motion prevailed.

HJR 1033, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

MESSAGES FROM THE SENATE

Advising rejection of **CCR** and requesting further conference thereon, the Senate naming same conferees as follows: **SB 1704** - Newberry, Treat, Marlatt, Brecheen, Garrison, Sparks

Returning enrolled measures

Announcing that Enrolled **HBs 1020, 1516, 2130, 2241, 2363, 2531, 2541, 2562, 2589, 2620, 2643, 2688, 3055, 3201** and **3469** 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 **HBs 3472, 3511, 3515, 3516, 3519, 3523, 3524, 3531, 3538** and **3539** have been read at length for the fourth time and signed by the Presiding Officer of Senate, in open session.

Transmitting engrossed measure

Announcing the passage of **SCR 44**. The measure was introduced and read.

SCR 44 – By Anderson, Aldridge, Allen, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (Constance), Johnson (Rob), Jolley, Justice, Loveless, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick of the Senate and Banz of the House.

A Concurrent Resolution authorizing the State Capitol Preservation Commission to permit placement of certain Bill of Rights monument on the State Capitol grounds; stating requirements; and directing distribution.

PENDING CONSIDERATION OF CCR

The **2nd CCR** on **HB 1794** was called up for consideration.

Coauthored by all other Representatives

Upon motion of Representative Christian, the **2nd CCR** on **HB 1794** was adopted.

HB 1794, 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, Biggs, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Cooksey, Cox, Dank, Denney, Derby, Dorman, Echols, Fisher, Floyd, Fourkiller, Grau, Hall, Hamilton, Hardin, Hoskin, Hulbert, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Kouplen, Lockhart, Martin (Scott),

Matthews, McBride, McCullough, McDaniel (Curtis), McDaniel (Randy), McPeak, Moore, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Reynolds, Ritze, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Smalley, Stiles, Trebilcock, Turner, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--88.

Excused: Coody, DeWitt, Enns, Glenn, Henke, Jackson, McCall, McDaniel (Jeannie), McNiel, Renegar, Shoemake, Thomsen, Williams.--13.

The measure passed.

HB 1794, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

RECONSIDERATION

Representative Echols moved to reconsider the vote whereby **HJR 1092** failed.

Representative Reynolds moved to table the Echols motion, which tabling motion failed upon roll call as follows:

Aye: Brown, Cannaday, Christian, Condit, Dorman, Floyd, Fourkiller, Hoskin, Inman, Kouplun, Lockhart, Matthews, McDaniel (Curtis), McPeak, Morrissette, Murphey, Perryman, Pittman, Proctor, Pruett, Reynolds, Ritze, Rousselot, Scott, Shelton, Sherrer, Virgin.--27.

Nay: Armes, Banz, Biggs, Billy, Blackwell, Brumbaugh, Casey, Cleveland, Cockroft, Cooksey, Cox, Dank, Denney, Derby, Echols, Fisher, Grau, Hall, Hamilton, Hardin, Henke, Hulbert, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Martin (Scott), McBride, McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Nelson, Newell, Nollan, O'Donnell, Ortega, Ownbey, Peterson, Quinn, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--58.

Excused: Coody, DeWitt, Enns, Glenn, Jackson, McCall, McDaniel (Jeannie), Osborn, Renegar, Shannon, Shoemake, Smalley, Stiles, Thomsen, Williams.--15.

Constitutional Priv: Bennett.--1.

Representative Echols pressed his motion to reconsider the vote whereby **HJR 1092** failed.

Representative Blackwell moved to put the Previous Question.

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

Aye: Brown, Cannaday, Condit, Dorman, Floyd, Fourkiller, Hamilton, Hoskin, Kouplén, Lockhart, Matthews, McDaniel (Curtis), McPeak, Morrissette, Murphey, Nelson, Perryman, Pittman, Proctor, Pruett, Ritze, Rousselot, Scott, Sherrer, Virgin.--25.

Nay: Armes, Banz, Biggs, Billy, Blackwell, Brumbaugh, Casey, Christian, Cleveland, Cockroft, Cooksey, Cox, Dank, Denney, Derby, Echols, Fisher, Hall, Henke, Hulbert, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Martin (Scott), McBride, McCullough, McDaniel (Randy), McNeil, Mulready, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Peterson, Quinn, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--57.

Excused: Coody, DeWitt, Enns, Glenn, Grau, Hardin, Inman, Jackson, McCall, McDaniel (Jeannie), Moore, Renegar, Reynolds, Shannon, Shelton, Shoemake, Smalley, Williams.--18.

Constitutional Priv: Bennett.--1.

Representative Blackwell withdrew his motion to put the Previous Question.

The roll was called on the motion to reconsider, which motion was declared adopted upon roll call as follows:

Aye: Armes, Banz, Biggs, Billy, Blackwell, Casey, Christian, Cleveland, Cockroft, Cooksey, Cox, Dank, Denney, Echols, Fisher, Grau, Hall, Hamilton, Henke, Hulbert, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Martin (Scott), McBride, McCullough, McDaniel (Randy), Moore, Mulready, Nelson, Newell, Nollan, O'Donnell, Ortega, Ownbey, Peterson, Quinn, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Sears, Smalley, Thomsen, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--57.

Nay: Brown, Brumbaugh, Cannaday, Condit, Derby, Dorman, Floyd, Fourkiller, Glenn, Hoskin, Inman, Kouplén, Lockhart, Matthews, McDaniel (Curtis), McNeil, McPeak, Morrissette, Murphey, Osborn, Perryman, Pittman, Proctor, Pruett, Ritze, Rousselot, Scott, Shelton, Sherrer, Virgin.--30.

Excused: Coody, DeWitt, Enns, Hardin, Jackson, McCall, McDaniel (Jeannie), Renegar, Reynolds, Shannon, Shoemake, Stiles, Williams.--13.

Constitutional Priv: Bennett.--1.

The roll was called on the measure as follows:

Aye: Armes, Banz, Billy, Blackwell, Casey, Christian, Cleveland, Cockroft, Cooksey, Cox, Dank, Denney, Echols, Fisher, Grau, Hamilton, Henke, Hulbert, Jackson, Johnson,

Jordan, Joyner, Kern, Kirby, Martin (Scott), McBride, McCullough, McDaniel (Randy), Moore, Mulready, Nelson, Nollan, O'Donnell, Ortega, Ownbey, Peterson, Quinn, Roberts (Dustin), Russ, Schwartz, Sears, Stiles, Thomsen, Trebilcock, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--51.

Nay: Biggs, Brown, Brumbaugh, Cannaday, Condit, Derby, Dorman, Floyd, Fourkiller, Glenn, Hall, Hardin, Hoskin, Inman, Kouplén, Lockhart, Matthews, McDaniel (Curtis), McNeil, McPeak, Morrissette, Murphey, Newell, Osborn, Perryman, Pittman, Proctor, Pruett, Reynolds, Ritze, Roberts (Sean), Rousselot, Sanders, Scott, Shelton, Sherrer, Smalley, Turner, Virgin.--39.

Excused: Coody, DeWitt, Enns, Jackson, McCall, McDaniel (Jeannie), Renegar, Shannon, Shoemake, Williams.--10.

Constitutional Priv: Bennett.--1.

The measure passed.

HJR 1092, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

RESOLUTION FOR CONSIDERATION

HCR 1032 was called up for consideration.

Speaker Hickman moved to amend **HCR 1032** by deleting on Page 2, Line 3 the number "5" after the word "December" and before the first comma "," and inserting in lieu thereof the number "12"; by deleting on Line 7 the number "15" after the word "January" and before the first comma "," and inserting in lieu thereof the number "22"; by deleting on Page 3, Line 5 the number "4" after the word "December" and before the first comma "," and inserting in lieu thereof the number "11"; by deleting on Line 9 the number "14" after the word "January" and before the first comma "," and inserting in lieu thereof the number "21", which amendment was declared adopted.

Upon motion of Speaker Hickman, **HCR 1032** was considered and adopted.

HCR 1032 was referred for engrossment.

RESOLUTION FOR CONSIDERATION

HCR 1033 was called up for consideration.

Upon motion of Speaker Hickman, **HCR 1033** was considered and adopted upon roll call as follows:

Aye: Armes, Banz, Bennett, Biggs, Billy, Blackwell, Brumbaugh, Casey, Christian, Cleveland, Cockroft, Condit, Cooksey, Cox, Dank, Denney, Derby, Echols, Fisher, Grau, Hall, Hamilton, Hardin, Hulbert, Jackson, Johnson, Jordan, Joyner, Kern, Martin (Scott), McBride, McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Peterson, Quinn, Ritze, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Scott, Sears, Shannon, Smalley, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--67.

Nay: Brown, Cannaday, Dorman, Floyd, Fourkiller, Glenn, Hoskin, Kouplen, Lockhart, Matthews, McDaniel (Curtis), McPeak, Morrissette, Pittman, Proctor, Pruett, Rousselot, Shelton, Sherrer, Virgin.--20.

Excused: Coody, DeWitt, Enns, Henke, Inman, Jackson, Kirby, McCall, McDaniel (Jeannie), Perryman, Renegar, Reynolds, Shoemake, Williams.--14.

HCR 1033 was referred for engrossment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 3188** was called up for consideration.

Coauthored by Representative(s) Sanders

Upon motion of Representative Echols, the **CCR** on **HB 3188** was adopted.

HB 3188, 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, Biggs, Billy, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Cleveland, Cockroft, Condit, Cooksey, Cox, Dank, Denney, Derby, Dorman, Echols, Fisher, Floyd, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Kouplen, Lockhart, Martin (Scott), Matthews, McBride, McCullough, McDaniel (Curtis), McDaniel (Randy), McNiel, Moore, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Reynolds, Ritze, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shannon, Shelton, Sherrer, Smalley, Stiles, Thomsen, Turner, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wood, Mr. Speaker.--85.

Excused: Christian, Coody, DeWitt, Enns, Henke, Hulbert, Jackson, Kirby, McCall, McDaniel (Jeannie), McPeak, Renegar, Shoemake, Trebilcock, Williams, Wright.--16.

The measure and emergency passed.

HB 3188, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2249** was called up for consideration.

Coauthored by Representative(s) McCullough

Upon motion of Representative Nelson, the **CCR** on **HB 2249** was adopted.

HB 2249, 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, Biggs, Brumbaugh, Casey, Christian, Cleveland, Cockroft, Condit, Cox, Dank, Derby, Echols, Fisher, Grau, Hall, Hamilton, Hoskin, Johnson, Joyner, Kern, Kirby, Lockhart, Martin (Scott), McBride, McCullough, McDaniel (Curtis), McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Ownbey, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Ritze, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Schwartz, Scott, Sears, Shannon, Stiles, Thomsen, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--64.

Nay: Brown, Cannaday, Cooksey, Denney, Dorman, Floyd, Inman, Jackson, Kouplen, Matthews, Morrisette, Osborn, Rousselot, Shelton, Sherrer, Virgin.--16.

Excused: Billy, Blackwell, Coody, DeWitt, Enns, Fourkiller, Glenn, Hardin, Henke, Hulbert, Jackson, Jordan, McCall, McDaniel (Jeannie), McPeak, Renegar, Reynolds, Shoemake, Smalley, Trebilcock, Williams.--21.

The measure passed.

HB 2249, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2312** was called up for consideration.

Coauthored by Representative(s) Pittman

Upon motion of Representative Morrissette, the **CCR** on **HB 2312** was adopted.

HB 2312, 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, Biggs, Blackwell, Brown, Brumbaugh, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Cooksey, Dank, Denney, Dorman, Echols, Fisher, Floyd, Fourkiller, Glenn, Grau, Hall, Hamilton, Hardin, Hoskin, Inman, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Kouplen, Lockhart, Martin (Scott), Matthews, McBride, McCullough, McDaniel (Curtis), McDaniel (Randy), McNiel, Moore, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Perryman, Peterson, Pittman, Proctor, Pruett, Quinn, Ritze, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sanders, Schwartz, Sears, Shannon, Shelton, Sherrer, Smalley, Stiles, Thomsen, Turner, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--82.

Nay: Derby.--1.

Excused: Billy, Coody, Cox, DeWitt, Enns, Henke, Hulbert, Jackson, McCall, McDaniel (Jeannie), McPeak, Ownbey, Renegar, Reynolds, Scott, Shoemake, Trebilcock, Williams.--18.

The measure passed.

HB 2312, together with the conference committee report, thereon, was ordered transmitted to the Honorable Senate.

MOTION

Representative Roberts (Sean) asked that the Journal reflect that had he been present in the Chamber on April 7, 2014, he would have voted aye on **SBs 1648, 1226, 1228, 1244, 1399, 1511, 1520, 2029** and **1023**. On April 8, 2014, he would have voted aye on **SBs 1820, 1941, 212, 1858, 2055, 2058, 2059** and **1216**. On April 9, 2014, he would have voted aye on **SBs 1295** and **1331**. On April 10, 2014, he would have voted aye on **SBs 1781, 1693, 1602, 1336, 1551, 1293, 1636, 2046, 1845, 2060, 2061, 1577** and **1832**. On April 14, 2014, he would have voted aye on **SBs 1218, 1455, 1851, 1456, 1377, 1791, 1900, 1364, 1438, 2057** and **1779** and nay on **SB 1965**. On April 15, 2014, he would have voted aye on **SBs 1461, 1979, 1624, 1407, 1826, 2018, 1937, 1449, 1077, 1792, 1788, 1789, 1870, 1199, 1668, 711, 2019, 1724, 1923, 2025, 232, 2115, 1319, 1723** and **1505** and nay on **SBs 1460, 1508, 417, 1738, 1790** and **1903**. On April 16, 2014, he would have voted aye on **SBs 1993, 1612, 1887, 1471, 1980, 1262, 1664, 1808, 1661, 1853, 1499, 1905, 1948, 1777,**

1829, 1970, 2121, 2120, 1773, 862 and 1914 and nay on **SBs 1655, 2078 and 1141**. On April 17, 2014, he would have voted aye on **SBs 1604, 2024, 1206, 1257, 1431, 1538, 1433, 1462 and 1691** and nay on **SB 1639**, which was the order.

MOTION

Representative Pittman asked that the Journal reflect that had she been present in the Chamber, she would have voted nay on **HB 2562, HJR 1092 and HB 3282**, which was the order.

RESOLUTIONS

The following was introduced and read:

HR 1070 – By Enns.

A Resolution recognizing the harmful and destructive implications of the President's Climate Action Plan; opposing certain regulation; distribution.

MOTION EXPIRED

Time expired for consideration of the motion to reconsider the vote whereby the emergency failed on **HB 3517**.

HB 3517 was referred for engrossment.

Representative Peterson moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 9:00 a.m., Friday, May 23, 2014, which was the order.

Pursuant to the motion of Representative Peterson, the House was adjourned at 9:45 p.m., to reconvene Friday, May 23, 2014, at 9:00 a.m.