

HOUSE JOURNAL

Second Regular Session of the Fifty-fourth Legislature

of the State of Oklahoma

Thirty-seventh Legislative Day, Tuesday, April 8, 2014

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

The roll was called with 100 Members present.

The following Member was excused: Shannon.—1.

Speaker Pro Tempore Jackson declared a quorum present.

Prayer was offered by Dr. Doug Melton, Southern Hills Baptist Church, Oklahoma City. Dr. Melton was sponsored by Representative Reynolds.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HAs to SBs 1228, 1244, 1520, 1648 and 2029 were reported correctly engrossed, properly signed, in open session, and the measures, as amended, were ordered returned to the Honorable Senate.

SECOND READING

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

HJR 1096 – Rules

MOTION

Representative Peterson moved that the Honorable Senate be notified by message that the House of Representatives is duly assembled and ready to convene the Third Joint Session of the Second Regular Session of the Fifty-fourth Legislature.

Speaker Hickman Presiding**JOINT SESSION**

The Third Joint Session of the Second Regular Session of the Fifty-fourth Legislature assembled in the House Chamber on Tuesday, April 8, 2014, and was called to order by Lieutenant Governor Todd Lamb.

Senator Schulz moved that the attendance roll call of the Senate be considered the roll call of the Senate in Joint Session, which was the order.

Representative Peterson moved that the attendance roll call of the House be considered the roll call of the House in Joint Session, which was the order.

Lieutenant Governor Lamb declared quorums of the Senate and House present and the Joint Session duly assembled.

Invocation was offered by Major Brad Hanna, State Chaplain of the Oklahoma National Guard.

Posting of the Colors was presented by the Governor's Honor Guard.

Lieutenant Governor Lamb recognized Colonel Brent Wright for introduction of Adjutant General, Major General Miles L. Deering.

Major General Deering addressed the Joint Session and conducted the program commemorating the 45th Infantry Division Appreciation Day.

Colonel Wright read the Order and Major General Deering and Governor Fallin presented the Star of Valor Award citation to Sergeant E.H. Pittman.

Governor Fallin addressed the Joint Session.

Colonel Wright read a formal Proclamation from Governor Fallin recognizing 45th Infantry Division Appreciation Day and presented the Proclamation to Major General Deering.

Lieutenant Governor Lamb made closing remarks to the Joint Session.

Upon motion of Representative Peterson, the Third Joint Session was ordered dissolved at 10:35 a.m.

Representative Newell Presiding

GENERAL ORDER

SB 1820 by Griffin of the Senate and Cox of the House was read and considered.

Representative Cox moved that **SB 1820** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1820 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Bennett, Billy, Brown, Brumbaugh, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Echols, Enns, Fisher, Floyd, Glenn, Hall, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Jackson, Johnson, Jordan, Kern, Kirby, Kouplen, Martin (Scott), Matthews, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, McPeak, Moore, Morrisette, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Ownbey, Perryman, Peterson, Pittman, Proctor, Quinn, Renegar, Ritze, Roberts (Dustin), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shelton, Sherrer, Shoemake, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wood, Wright, Mr. Speaker.--85.

Excused: Biggs, Blackwell, Dorman, Fourkiller, Grau, Hamilton, Joyner, Lockhart, McBride, McDaniel (Curtis), Osborn, Pruett, Reynolds, Roberts (Sean), Shannon, Smalley.--16.

The measure passed.

SB 1820 was referred for engrossment.

GENERAL ORDER

SB 1941 by Brinkley of the Senate and Derby of the House was read and considered.

Representative Derby moved that **SB 1941** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1941 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, Brown, Brumbaugh, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Denney, Derby, DeWitt, Echols, Enns, Fisher, Floyd, Glenn, Grau, Hall, Hamilton, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Jackson, Jordan, Joyner, Kern, Kirby, Kouplén, Martin (Scott), Matthews, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, Moore, Morrisette, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Quinn, Renegar, Reynolds, Ritze, Roberts (Dustin), Rousselot, Sanders, Scott, Sears, Shelton, Sherrer, Shoemake, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--85.

Nay: McPeak, Russ.--2.

Excused: Bennett, Dank, Dorman, Fourkiller, Johnson, Lockhart, McBride, McDaniel (Curtis), Pruett, Roberts (Sean), Schwartz, Shannon, Smalley, Williams.--14.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 1941** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 1964 by Griffin of the Senate and Murphey of the House was read and considered.

Representative Murphey moved that **SB 1964** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1964 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, Christian, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Dorman, Echols, Enns, Fisher, Floyd, Glenn, Grau, Hall, Hamilton, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Jackson, Johnson, Joyner, Kern, Kirby, Kouplén, Martin (Scott), Matthews, McBride, McCall, McCullough, McDaniel (Randy), Moore, Morrisette, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Quinn, Renegar, Reynolds, Ritze, Roberts (Dustin), Rousselot, Russ, Sanders, Schwartz, Scott, Sears, Shelton, Sherrer, Shoemake, Stiles,

Thomsen, Trebilcock, Turner, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wood, Wright, Mr. Speaker.--88.

Excused: Biggs, Brown, Fourkiller, Jordan, Lockhart, McDaniel (Curtis), McDaniel (Jeannie), McNiel, McPeak, Pruett, Roberts (Sean), Shannon, Smalley.--13.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 1964** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 212 by Brinkley et al of the Senate and McDaniel (Randy) of the House was read and considered.

Representative McDaniel (Randy) moved that **SB 212** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 212 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, Casey, Christian, Cleveland, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Echols, Enns, Fisher, Grau, Hall, Hardin, Henke, Hulbert, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Martin (Scott), McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Peterson, Quinn, Renegar, Reynolds, Ritze, Roberts (Dustin), Russ, Sanders, Schwartz, Sears, Smalley, Stiles, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--70.

Nay: Brown, Cannaday, Condit, Floyd, Glenn, Hamilton, Hoskin, Inman, Matthews, McPeak, Morrissette, Perryman, Pittman, Proctor, Scott, Shelton, Sherrer, Shoemake, Virgin, Williams.--20.

Excused: Biggs, Dorman, Fourkiller, Kouplén, Lockhart, McDaniel (Curtis), Pruett, Roberts (Sean), Rousselot, Shannon, Thomsen.--11.

The measure passed.

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

Aye: Armes, Banz, Bennett, Billy, Blackwell, Brumbaugh, Casey, Christian, Cleveland, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Echols, Enns,

Fisher, Grau, Hall, Hardin, Henke, Hulbert, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Martin (Scott), McBride, McCall, McCullough, McDaniel (Randy), McNeil, Moore, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Peterson, Quinn, Reynolds, Ritze, Roberts (Dustin), Russ, Sanders, Schwartz, Sears, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--68.

Nay: Brown, Cannaday, Condit, Floyd, Glenn, Hamilton, Hoskin, Inman, Kouplen, Matthews, McDaniel (Jeannie), McPeak, Morrisette, Perryman, Pittman, Proctor, Renegar, Scott, Shelton, Shoemake, Virgin, Williams.--22.

Excused: Biggs, Dorman, Fourkiller, Lockhart, McDaniel (Curtis), Pruett, Roberts (Sean), Rousselot, Shannon, Sherrer, Smalley.--11.

The emergency passed.

The Presiding Officer signed Engrossed **SB 212** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 1858 by Treat of the Senate and Echols of the House was read and considered.

Representative Echols moved that **SB 1858** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1858 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, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Echols, Enns, Fisher, Floyd, Glenn, Hall, Hamilton, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Martin (Scott), Matthews, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNeil, McPeak, Moore, Morrisette, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Quinn, Renegar, Reynolds, Ritze, Roberts (Dustin), Russ, Sanders, Schwartz, Scott, Sears, Shelton, Sherrer, Shoemake, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--88.

Excused: Biggs, Dorman, Fourkiller, Grau, Kouplen, Lockhart, McDaniel (Curtis), Pruett, Roberts (Sean), Rousselot, Shannon, Smalley, Williams.--13.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 1858** and ordered same returned to the Honorable Senate.

MEASURES REASSIGNED

The following measure was reassigned:

HJR 1096 – Withdrawn from Rules and referred to Joint Committee on Appropriations and Budget.

GENERAL ORDER

SB 2055 by Schulz et al of the Senate and Ortega of the House was read and considered.

Representative Ortega moved that **SB 2055** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 2055 was read at length for the third time. On passage of the measure, 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, Floyd, Glenn, Hall, Hamilton, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Kouplen, Martin (Scott), McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Moore, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Quinn, Renegar, Ritze, Russ, Sanders, Schwartz, Scott, Sears, Shelton, Sherrer, Shoemake, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Virgin, Walker, Watson, Wesselhoft, Williams, Wood, Wright, Mr. Speaker.--86.

Excused: Dorman, Fisher, Fourkiller, Grau, Lockhart, Matthews, McDaniel (Curtis), McNiel, Pruett, Reynolds, Roberts (Dustin), Roberts (Sean), Rousselot, Shannon, Smalley.--15.

The measure passed.

SB 2055 was referred for engrossment.

GENERAL ORDER

SB 2058 by Griffin of the Senate and Murphey of the House was read and considered.

Representative Murphey moved that **SB 2058** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 2058 was read at length for the third time. On passage of the measure, 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, Fourkiller, Glenn, Hall, Hamilton, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Kouplen, Martin (Scott), McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), Moore, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Peterson, Pittman, Proctor, Quinn, Renegar, Ritze, Roberts (Dustin), Russ, Sanders, Schwartz, Scott, Sears, Sherrer, Shoemake, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--83.

Nay: Floyd, Morrissette, Perryman, Shelton, Williams.--5.

Excused: Dorman, Grau, Lockhart, Matthews, McDaniel (Curtis), McNiell, McPeak, Pruett, Reynolds, Roberts (Sean), Rousselot, Shannon, Smalley.--13.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 2058** and ordered same returned to the Honorable Senate.

Speaker Pro Tempore Jackson Presiding**GENERAL ORDER**

SB 2059 by Griffin of the Senate and Murphey of the House was read and considered.

Representative Murphey moved that **SB 2059** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 2059 was read at length for the third time. On passage of the measure, 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, DeWitt, Echols, Enns, Fisher, Floyd, Fourkiller, Glenn, Hall, Hardin, Henke, Hoskin, Hulbert, Inman, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Kouplen, Martin (Scott), Matthews, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Ownbey, Perryman, Peterson, Pittman, Quinn, Renegar, Ritze, Roberts (Dustin), Russ, Sanders, Schwartz, Scott, Sears, Sherrer, Shoemake, Trebilcock, Turner, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--81.

Nay: Hamilton, Morrissette, Shelton, Williams.--4.

Excused: Brown, Dorman, Grau, Lockhart, McDaniel (Curtis), McPeak, Osborn, Proctor, Pruett, Reynolds, Roberts (Sean), Rousselot, Shannon, Smalley, Stiles, Thomsen.--16.

The measure passed.

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

Aye: Armes, Banz, Bennett, Billy, Blackwell, Brumbaugh, Casey, Christian, Cleveland, Cockroft, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Echols, Enns, Fisher, Hall, Hardin, Henke, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Martin (Scott), McBride, McCall, McCullough, McDaniel (Randy), McNiel, Moore, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Peterson, Quinn, Ritze, Roberts (Dustin), Russ, Sanders, Schwartz, Sears, Stiles, Trebilcock, Turner, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--64.

Nay: Biggs, Brown, Cannaday, Condit, Floyd, Fourkiller, Glenn, Hamilton, Hoskin, Hulbert, Inman, Kouplen, Matthews, Morrissette, Perryman, Pittman, Proctor, Renegar, Scott, Shelton, Sherrer, Shoemake, Virgin, Williams.--24.

Excused: Dorman, Grau, Lockhart, McDaniel (Curtis), McDaniel (Jeannie), McPeak, Pruett, Reynolds, Roberts (Sean), Rousselot, Shannon, Smalley, Thomsen.--13.

The emergency failed.

The Presiding Officer signed Engrossed **SB 2059** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 1216 by David of the Senate and Nelson et al of the House was read and considered.

Coauthored by Representative(s) Pittman

Representative Nelson moved that **SB 1216** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 1216 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Armes, Banz, Bennett, Biggs, Billy, Brown, Brumbaugh, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody, Cooksey, Cox, Dank, Denney, Derby, DeWitt, Echols, Enns, Fisher, Floyd, Fourkiller, Glenn, Hall, Hamilton, Henke, Hoskin, Hulbert, Inman, Jackson, Jackson, Johnson, Jordan, Joyner, Kern, Kirby, Kouplen, Martin (Scott), Matthews, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McNiel, Moore, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pittman, Proctor, Quinn, Renegar, Ritze, Roberts (Dustin), Russ, Sanders, Schwartz, Scott, Sears, Shelton, Sherrer, Shoemake, Stiles, Thomsen, Trebilcock, Turner, Vaughan, Virgin, Walker, Watson, Wesselhoft, Wood, Mr. Speaker.--85.

Nay: Hardin.--1.

Excused: Blackwell, Dorman, Grau, Lockhart, McBride, McDaniel (Curtis), McPeak, Pruett, Reynolds, Roberts (Sean), Rousselot, Shannon, Smalley, Williams, Wright.--15.

The measure passed.

SB 1216 was referred for engrossment.

MESSAGES FROM THE SENATE

Advising fourth reading of and transmitting for signature Enrolled **SBs 1023, 1226, 1399** and **1511**.

The above-numbered enrolled measures were, after fourth reading, properly signed and ordered 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 1181** – Common Education, Coauthored by Senator(s) Loveless
- SB 1654** – Common Education, Coauthored by Senator(s) Allen, Ivester
- SB 1777** – Public Health
- SB 1788** – Public Health, Coauthored by Representative(s) Hickman
- SB 1792** – Public Health
- SB 1828** – Common Education
- SB 1836** – Public Health
- SB 1902** – Common Education

DO PASS, As Amended:

- CS for SB 991** – Insurance, Remove Representative Osborn as principal House author and substitute with Representative Mulready, and Coauthored by Representative(s) Osborn
- CS for SB 1319** – Insurance
- CS for SB 1348** – Common Education
- SB 1499** – Public Health
- CS for SB 1719** – Appropriations and Budget
- CS for SB 1790** – Common Education, Coauthored by Senator(s) Johnson (Constance)
- SB 1841** – Public Health, Remove Representative Echols as principal House author and substitute with Representative Hulbert, and Coauthored by Representative(s) Echols
- CS for SB 1971** – 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, April 9, 2014, which was the order.

Pursuant to the motion of Representative Peterson, the House was adjourned at 11:45 a.m., to reconvene Wednesday, April 9, 2014, at 1:30 p.m.