

HOUSE JOURNAL

First Regular Session of the Fifty-fifth Legislature

of the State of Oklahoma

Thirty-fourth Legislative Day, Wednesday, April 1, 2015

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

The roll was called with 100 Members present.

The following Member was excused: Matthews.—1.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Pastor Carl Brown, Hominy Church of the Nazarene, Hominy. Pastor Brown was sponsored by Representative Sean Roberts.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HCR 1005 was reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

HAs to SBs 173, 378 and 638 were reported correctly engrossed, properly signed, in open session, and the measures, as amended, were ordered returned to the Honorable Senate.

HBs 1085, 1154 and 1406 were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

MESSAGES FROM THE SENATE

Advising fourth reading of and transmitting for signature Enrolled **SBs 24, 46, 50, 55, 62, 206, 229, 331, 336, 345, 394, 429, 462** and **725**.

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

MOTION

Representative Billy moved that the Honorable Senate be notified by message that the House of Representatives is organized and ready to convene in Joint Session, which motion was declared adopted.

Speaker Hickman Presiding**JOINT SESSION**

The Third Joint Session of the First Regular Session of the Fifty-fifth Legislature assembled in the House Chamber on Wednesday, April 1, 2015, 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 Ortega 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.

President Lamb recognized Tommy Howell, Chaplain of the Oklahoma Veterans Council, who offered the invocation.

President Lamb recognized Richard Devine, Sgt. At Arms, who led the Pledge of Allegiance.

President Lamb recognized Speaker Hickman who addressed the Joint Session.

President Lamb recognized President Pro Tempore Bingman who addressed the Joint Session.

Lieutenant Governor Lamb addressed the Joint Session.

President Lamb recognized Oklahoma Veterans Council Chairman Pete Peterson who conducted the Veterans Awareness Day Ceremony.

Chairman Peterson recognized Representative Roberts (Dustin), Chair of the House Veterans and Military Affairs Committee who introduced the House Veterans Committee members.

Chairman Peterson recognized Senator Anderson, Vice-Chair of the Senate Veterans and Military Committee who introduced the Senate Veterans Committee members.

Chairman Peterson addressed the Joint Session.

President Lamb recognized Tommy Howell, Chaplain of the Oklahoma Veterans Council, who offered the closing benediction.

Upon motion of Representative Ortega, the Joint Session was ordered dissolved at 2:40 p.m.

Speaker Hickman Presiding

MOTION

Upon motion of Representative Cockroft, Pastor Brown was confirmed as House Chaplain for this legislative day.

Speaker Pro Tempore Denney Presiding

GENERAL ORDER

SB 410 by Brooks of the Senate and Johnson of the House was read and considered.

Representative Johnson moved that **SB 410** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 410 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Dank, Derby, Dunlap, Echols, Enns, Faught, Fourkiller, Grau, Hall, Hardin, Henke, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplén, Lepak, Lockhart, Loring, Martin

(Scott), McCall, McCullough, McDaniel (Randy), McPeak, Montgomery, Moore, Mulready, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Proctor, Renegar, Ritze, Roberts (Sean), Rogers, Rousselot, Sanders, Scott, Sears, Shoemake, Strohm, Tadlock, Thomsen, Vaughan, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--80.

Nay: Denney, Dunnington, Griffith, Hoskin, McDaniel (Jeannie), Morrissette, Pruett, Shelton, Sherrer, Stone, Virgin, Williams, Young.--13.

Excused: Billy, Fisher, Leewright, Matthews, McBride, Pfeiffer, Roberts (Dustin), Russ.--8.

The measure passed.

SB 410 was referred for engrossment.

GENERAL ORDER

SB 417 by Fields of the Senate and Biggs of the House was read and considered.

Representative Biggs moved that **SB 417** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 417 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Caldwell, Cannaday, Casey, Christian, Cockroft, Condit, Coody (Ann), Coody (Jeff), Dank, Denney, Derby, Dunlap, Echols, Enns, Faught, Hall, Henke, Jordan, Joyner, Kannady, Leewright, Lepak, Loring, Martin (Scott), McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Mulready, Murdock, Nelson, Newell, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Pfeiffer, Pruett, Renegar, Roberts (Sean), Rogers, Rousselot, Sanders, Scott, Shoemake, Tadlock, Thomsen, Vaughan, Wallace, Watson, Wright, Mr. Speaker.--59.

Nay: Brown, Brumbaugh, Calvey, Cleveland, Cooksey, Dunnington, Grau, Griffith, Hardin, Hoskin, Inman, Johnson, Kern, Kouplen, Lockhart, Moore, Morrissette, Murphey, Nollan, Peterson, Proctor, Ritze, Shelton, Sherrer, Stone, Strohm, Virgin, Walker, Wesselhoft, Williams, Wood, Young.--32.

Excused: Billy, Cox, Fisher, Fourkiller, Kirby, Matthews, McBride, Roberts (Dustin), Russ, Sears.--10.

The measure passed.

SB 417 was referred for engrossment.

GENERAL ORDER

SB 420 by Fields of the Senate and Enns of the House was read and considered.

Representative Enns moved that **SB 420** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 420 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Brown, Brumbaugh, Caldwell, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Cooksey, Dank, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Fourkiller, Griffith, Hall, Hardin, Henke, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin (Scott), McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Moore, Morrisette, Mulready, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Osborn, Ownbey, Perryman, Peterson, Pfeiffer, Pruett, Renegar, Roberts (Sean), Rogers, Rousselot, Sanders, Sears, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Wallace, Watson, Wesselhoft, Williams, Wood, Wright, Young, Mr. Speaker.--79.

Nay: Coody (Ann), Coody (Jeff), Faught, Kern, Park, Ritze, Walker.--7.

Excused: Billy, Calvey, Cox, Fisher, Grau, Kirby, Matthews, McBride, McCall, Montgomery, Ortega, Proctor, Roberts (Dustin), Russ, Scott.--15.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 420** and ordered same returned to the Honorable Senate.

SECOND READING

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

HB 2234 – Joint Committee on Appropriations and Budget

HB 2235 – Joint Committee on Appropriations and Budget

Representative Brumbaugh Presiding**GENERAL ORDER**

SB 637 by Treat et al of the Senate and Echols of the House was read and considered.

Representative Echols moved that **SB 637** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 637 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Dank, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Faught, Fourkiller, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin (Scott), McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Morrissette, Mulready, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Sean), Rogers, Rousselot, Sanders, Sears, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Williams, Wood, Wright, Young, Mr. Speaker.--88.

Excused: Billy, Brown, Cox, Fisher, Matthews, McBride, McCall, McPeak, Roberts (Dustin), Russ, Scott, Shelton, Sherrer.--13.

The measure passed.

SB 637 was referred for engrossment.

MESSAGES FROM THE SENATE

Announcing that Enrolled **HBs 1085, 1154** and **1406** 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.

GENERAL ORDER

SB 574 by Shortey of the Senate and Montgomery of the House was read and considered.

Representative Montgomery moved that **SB 574** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 574 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Bennett, Biggs, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Christian, Cleveland, Cockroft, Condit, Coody (Jeff), Dank, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Faught, Fourkiller, Grau, Griffith, Hardin, Henke, Hoskin, Inman, Johnson, Jordan, Kannady, Kirby, Kouplén, Leewright, Lepak, Lockhart, Martin (Scott), McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Morrissette, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Sean), Rogers, Russ, Sears, Sherrer, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Williams, Wood, Wright, Young, Mr. Speaker.--79.

Nay: Banz, Casey, Coody (Ann), Cooksey, Fisher, Hall, Joyner, Kern, Loring, McPeak, Rousselot, Shelton, Wesselhoft.--13.

Excused: Billy, Cox, Matthews, McBride, Mulready, Roberts (Dustin), Sanders, Scott, Watson.--9.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 574** and ordered same returned to the Honorable Senate.

GENERAL ORDER

SB 7 by Sparks of the Senate and Virgin of the House was read and considered.

Representative Virgin moved that **SB 7** be advanced from General Order, which motion was declared adopted.

THIRD READING

SB 7 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Biggs, Brown, Brumbaugh, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Dank, Denney, Dunlap, Dunnington, Echols, Enns, Faught, Fisher, Fourkiller, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin (Scott), McCall, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Morrissette, Mulready, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Roberts (Dustin), Rogers, Rousselot, Sanders, Sears, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Williams, Wood, Wright, Young, Mr. Speaker.--88.

Nay: Caldwell, Calvey, Derby, McCullough, Roberts (Sean).--5.

Excused: Bennett, Billy, Cox, Matthews, McBride, Ritze, Russ, Scott.--8.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 7** and ordered same returned to the Honorable Senate.

MESSAGES FROM THE SENATE

Announcing the passage of **HBs 1266**, Coauthored by Representative Derby and Senator Floyd and **1729**, Coauthored by Representatives Ritze and Nollan.

The above-numbered measures were referred for enrollment.

RESOLUTIONS

The following was introduced and read:

HR 1016 – By Newell.

A Resolution proclaiming April 2, 2015, as Type 1 Diabetes Awareness Day at the State Capitol; supporting work of the Juvenile Diabetes Research Foundation.

COMMITTEE REPORTS

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

DO PASS:

- SB 38** – Criminal Justice and Corrections
- SB 128** – Appropriations and Budget
- SB 132** – Appropriations and Budget
- SB 153** – Appropriations and Budget
- SB 189** – Appropriations and Budget
- SB 293** – Appropriations and Budget
- SB 358** – Appropriations and Budget
- SB 402** – Rules
- SB 406** – Rules
- SB 423** – Rules
- SB 448** – Elections and Ethics
- SB 477** – County and Municipal Government, Coauthored by Senator(s) Pittman
- SB 482** – Environmental Law
- SB 511** – Rules
- SB 548** – Appropriations and Budget
- SB 647** – County and Municipal Government
- SB 762** – Appropriations and Budget
- SB 775** – Elections and Ethics
- SJR 31** – Rules

DO PASS, As Amended:

- CS for SB 71** – Appropriations and Budget
- CS for SB 85** – Appropriations and Budget
- CS for SB 92** – Appropriations and Budget
- SB 211** – Criminal Justice and Corrections
- SB 320** – State Government Operations
- CS for SB 326** – Appropriations and Budget
- CS for SB 335** – Appropriations and Budget
- CS for SB 362** – Judiciary and Civil Procedure
- SB 372** – Criminal Justice and Corrections, Coauthored by Senator(s) Pittman
- SB 380** – Business, Labor, and Retirement Laws
- CS for SB 387** – Appropriations and Budget
- CS for SB 395** – Business, Labor, and Retirement Laws
- SB 460** – Criminal Justice and Corrections, Coauthored by Senator(s) Pittman

SB 469 – Environmental Law

SB 771 – Judiciary and Civil Procedure

CS for SB 789 – Judiciary and Civil Procedure

CS for SB 808 – Energy and Natural Resources, Coauthored by Senator(s) Marlatt

Representative Hardin moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 9:00 a.m., Thursday, April 2, 2015, which was the order.

Pursuant to the motion of Representative Hardin, the House was adjourned at 3:45 p.m., to reconvene Thursday, April 2, 2015, at 9:00 a.m.