

# HOUSE JOURNAL

**First Regular Session of the Fifty-fifth Legislature**

**of the State of Oklahoma**

**Thirty-sixth Legislative Day, Monday, April 6, 2015**

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

The roll was called with 97 Members present.

The following Members were excused: Fisher, Lockhart, Matthews, Rousselot.—4.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Pastor Doug Serven, City Pres Church, Oklahoma City.  
Pastor Serven was sponsored by Representative Dunnington.

The Journal for the last legislative day was approved.

## **ENGROSSED AND ENROLLED MEASURES**

**HAs to SB 711** were reported correctly engrossed, properly signed, in open session, and the measure, as amended, was ordered returned to the Honorable Senate.

**HRs 1012, 1015 and 1016** were reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Secretary of State.

**GENERAL ORDER**

**SB 5** by Sharp of the Senate and Cockroft of the House was read and considered.

Representative Shelton moved to suspend House Rule 8.6 for the purpose of allowing consideration of an untimely filed floor amendment, which motion failed of adoption upon roll call as follows:

Aye: Brown, Calvey, Cannaday, Condit, Dunnington, Fourkiller, Griffith, Hoskin, Inman, Kouplen, Loring, McPeak, Morrissette, Perryman, Proctor, Pruett, Renegar, Shelton, Sherrer, Shoemake, Stone, Tadlock, Virgin, Williams, Young.--25.

Nay: Banz, Billy, Brumbaugh, Caldwell, Cleveland, Cockroft, Coody (Ann), Coody (Jeff), Cox, Dank, Denney, Derby, Dunlap, Echols, Enns, Faught, Hall, Hardin, Johnson, Jordan, Joyner, Kannady, Kirby, Leewright, Lepak, Martin (Scott), McBride, McCall, McCullough, McDaniel (Randy), Moore, Mulready, Murdock, Murphey, Nelson, Newell, O'Donnell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Ritze, Rogers, Russ, Sanders, Sears, Strohm, Thomsen, Vaughan, Walker, Wallace, Wesselhoft, Wood, Wright, Mr. Speaker.--57.

Excused: Bennett, Biggs, Casey, Christian, Cooksey, Fisher, Grau, Henke, Kern, Lockhart, Matthews, McDaniel (Jeannie), Montgomery, Nollan, Roberts (Dustin), Roberts (Sean), Rousselot, Scott, Watson.--19.

Representative Morrissette raised a point of order as to whether it was in order for the House to consider a measure containing language currently existing in state law.

The Presiding Officer stated that there is no prohibition in House Rules against consideration of a measure containing language currently present in state law and as such, ruled the point not well taken.

Representative Cockroft moved that **SB 5** be advanced from General Order, which motion was declared adopted.

**THIRD READING**

**SB 5** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Bennett, Biggs, Billy, Brumbaugh, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cox, Dank, Derby, Dunlap, Echols, Enns, Faught, Grau, Griffith, Hall, Hardin, Hoskin, Inman, Johnson, Joyner, Kannady, Kern, Kirby, Leewright, Martin (Scott), McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Murphey, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Russ,

Sanders, Scott, Sears, Sherrer, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--79.

Nay: Denney, Henke, Jordan, Kouplen, Lepak, Loring, Nelson, Shelton, Wood, Young.--10.

Excused: Banz, Brown, Caldwell, Cooksey, Dunnington, Fisher, Fourkiller, Lockhart, Matthews, McPeak, Morrissette, Rousselot.--12.

The measure passed.

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

Aye: Billy, Brumbaugh, Caldwell, Calvey, Casey, Christian, Cleveland, Cockroft, Coody (Ann), Coody (Jeff), Cox, Dank, Denney, Derby, Enns, Faught, Hall, Hardin, Johnson, Joyner, Kannady, Kern, Leewright, Martin (Scott), McCall, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Murphey, Newell, Ortega, Osborn, Ownbey, Perryman, Peterson, Ritze, Roberts (Dustin), Sanders, Strohm, Thomsen, Vaughan, Walker, Wallace, Watson, Wesselhoft, Wright, Mr. Speaker.--49.

Nay: Bennett, Biggs, Brown, Cannaday, Condit, Dunlap, Dunnington, Grau, Griffith, Henke, Hoskin, Inman, Jordan, Kirby, Kouplen, Lepak, Loring, McBride, McDaniel (Jeannie), McPeak, Morrissette, Murdock, Nelson, Park, Pfeiffer, Proctor, Pruett, Renegar, Roberts (Sean), Rogers, Russ, Shelton, Sherrer, Shoemake, Stone, Tadlock, Wood, Young.--38.

Excused: Banz, Cooksey, Echols, Fisher, Fourkiller, Lockhart, Matthews, Nollan, O'Donnell, Rousselot, Scott, Sears, Virgin, Williams.--14.

The emergency failed.

**SB 5** was referred for engrossment.

## **GENERAL ORDER**

**SB 831** by Sykes of the Senate and Grau of the House was read and considered.

Representative Grau moved that **SB 831** be advanced from General Order, which motion was declared adopted.

**THIRD READING**

**SB 831** was read at length for the third time. On passage of the measure and emergency, the roll call was as follows:

Aye: Bennett, Biggs, Billy, Brown, Brumbaugh, Caldwell, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cox, Dank, Denney, Derby, Dunlap, Echols, Enns, Faught, Fourkiller, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplén, Leewright, Lepak, Loring, Martin (Scott), McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Scott, Sears, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wesselhoft, Wood, Wright, Young, Mr. Speaker.--85.

Nay: McPeak, Morrissette, Park, Renegar.--4.

Excused: Banz, Calvey, Christian, Cooksey, Dunnington, Fisher, Lockhart, Matthews, Rousselot, Wallace, Watson, Williams.--12.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 831** and ordered same returned to the Honorable Senate.

**GENERAL ORDER**

**SB 763** by Bass of the Senate and McDaniel (Jeannie) of the House was read and considered.

Coauthored by Representative(s) Hoskin, Sherrer

Representative McDaniel (Jeannie) moved that **SB 763** be advanced from General Order, which motion was declared adopted.

**THIRD READING**

**SB 763** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Bennett, Biggs, Billy, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cox, Dank, Denney, Derby, Dunlap, Echols, Enns, Faught, Fourkiller, Grau, Griffith, Hall, Hardin, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplén, Leewright, Lepak, Loring, Martin (Scott), McBride, McCall, McCullough, 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, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Scott, Sears, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Williams, Wood, Wright, Young, Mr. Speaker.--93.

Excused: Banz, Cooksey, Dunnington, Fisher, Henke, Lockhart, Matthews, Rousselot.--8.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 763** and ordered same returned to the Honorable Senate.

### **GENERAL ORDER**

**SB 64** by Paddack of the Senate and Thomsen of the House was read and considered.

Representative Thomsen moved that **SB 64** be advanced from General Order, which motion was declared adopted.

### **THIRD READING**

**SB 64** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Billy, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Condit, Coody (Ann), Coody (Jeff), Cox, Dank, Denney, Derby, Dunlap, Enns, Faught, Fourkiller, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplen, Leewright, Lepak, Loring, Martin (Scott), McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Morrissette, Mulready, Murdock, Murphey, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Scott, Sears, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Young, Mr. Speaker.--91.

Excused: Cockroft, Cooksey, Dunnington, Echols, Fisher, Lockhart, Matthews, Nelson, Rousselot, Williams.--10.

The measure passed.

**SB 64** was referred for engrossment.

**GENERAL ORDER**

**SB 479** by Dahm of the Senate and Murphey of the House was read and considered.

Representative Murphey moved that **SB 479** be advanced from General Order, which motion was declared adopted.

**THIRD READING**

**SB 479** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Billy, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cox, Dank, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Faught, Fourkiller, Grau, Griffith, Hall, Hardin, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplen, Leewright, Lepak, Loring, Martin (Scott), McBride, McCall, McCullough, 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, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Sanders, Scott, Sears, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Williams, Wood, Wright, Young, Mr. Speaker.--94.

Excused: Cooksey, Fisher, Henke, Lockhart, Matthews, Rousselot, Russ.--7.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 479** and ordered same returned to the Honorable Senate.

**GENERAL ORDER**

**SB 575** by Shortey of the Senate and Montgomery of the House was read and considered.

Representative Montgomery moved that **SB 575** be advanced from General Order, which motion was declared adopted.

### THIRD READING

**SB 575** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Billy, Brown, Brumbaugh, Caldwell, Cannaday, Casey, Christian, Condit, Coody (Ann), Coody (Jeff), Cox, Dank, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Faught, Fourkiller, Griffith, Hardin, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplén, Leewright, Lepak, Loring, Martin (Scott), McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Morrissette, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Scott, Sears, Shelton, Sherrer, Shoemaker, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Young, Mr. Speaker.--86.

Nay: Cockroft, Grau, Hall, Mulready.--4.

Excused: Calvey, Cleveland, Cooksey, Fisher, Henke, Lockhart, Matthews, Murdock, Osborn, Rousselot, Williams.--11.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 575** and ordered same returned to the Honorable Senate.

### GENERAL ORDER

**SB 70** by Quinn of the Senate and Ownbey of the House was read and considered.

Representative Ownbey moved that **SB 70** be advanced from General Order, which motion was declared adopted.

### THIRD READING

**SB 70** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Billy, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cox, Dank, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Faught, Fourkiller, Grau, Griffith, Hall, Hardin, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplén, Leewright, Lepak, Loring, Martin (Scott), McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Morrissette, Mulready, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean),

Rogers, Russ, Sanders, Scott, Sears, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Young, Mr. Speaker.--93.

Excused: Cooksey, Fisher, Henke, Lockhart, Matthews, Murdock, Rousselot, Williams.--8.

The measure passed.

**SB 70** was referred for engrossment.

## **MESSAGES FROM THE SENATE**

Advising fourth reading of and transmitting for signature Enrolled **SBs 7, 420** and **574**.

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 1266** and **1729** 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 1058** and **1685**.

Senate amendments were read on the above-numbered measures.

### **Returning engrossed measures**

Announcing the passage of **HBs 1006, 1330, 1438**, Coauthored by Senator Pittman, **1450, 1612** and **1772**, Coauthored by Representative Perryman.

The above-numbered measures were referred for enrollment.

## **GENERAL ORDER**

**SB 23** by Quinn of the Senate and Lepak of the House was read and considered.

Representative Lepak moved that **SB 23** be advanced from General Order, which motion was declared adopted.

### THIRD READING

**SB 23** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Billy, Brown, Caldwell, Calvey, Cannaday, Christian, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cox, Dank, Denney, Dunnington, Enns, Faught, Fourkiller, Griffith, Hall, Hoskin, Inman, Joyner, Kannady, Kirby, Kouplen, Lepak, Loring, Martin (Scott), McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Mulready, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pfeiffer, Pruett, Renegar, Roberts (Dustin), Rogers, Russ, Sanders, Scott, Sears, Shelton, Sherrer, Shoemake, Tadlock, Thomsen, Vaughan, Virgin, Watson, Wood, Wright, Young, Mr. Speaker.--66.

Nay: Brumbaugh, Cleveland, Derby, Echols, Hardin, Johnson, Jordan, Kern, Leewright, McBride, McCall, McCullough, Morrisette, Murphey, Nelson, Park, Proctor, Ritze, Roberts (Sean), Strohm, Walker, Wallace, Wesselhoft, Williams.--24.

Excused: Casey, Cooksey, Fisher, Grau, Henke, Lockhart, Matthews, Murdock, Rousselot, Stone.--10.

Constitutional Priv: Dunlap.--1.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 23** and ordered same returned to the Honorable Senate.

### GENERAL ORDER

**SB 126** by David et al of the Senate and Cox of the House was read and considered.

Representative Cox moved that **SB 126** be advanced from General Order, which motion was declared adopted.

### THIRD READING

**SB 126** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Billy, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cox, Dank, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Fourkiller, Griffith, Hall, Hardin, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplen, Leewright, Lepak, Loring, Martin (Scott), McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Mulready, Murdock, Murphey, Nelson, Newell, Nollan,

O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Sean), Rogers, Russ, Sanders, Scott, Sears, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Young, Mr. Speaker.--88.

Nay: Bennett, Faught, Morrissette.--3.

Excused: Biggs, Cooksey, Fisher, Grau, Henke, Lockhart, Matthews, Roberts (Dustin), Rousselot, Williams.--10.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 126** and ordered same returned to the Honorable Senate.

## **RESOLUTIONS**

The following were introduced and read:

**HR 1017** – By Roberts (Sean).

A Resolution declaring April 13 through April 17, 2015, County Government Week in Oklahoma.

**HR 1018** – By Enns.

A Resolution proclaiming April 7, 2015, as the 19th Annual 4-H Day at the State Capitol; celebrating certain youth; and encouraging others to continue extending knowledge, changing lives.

## **MESSAGES FROM THE SENATE**

Announcing the concurrence of Senate in **HAs** to **SB 638** and the passage of said measure, as amended thereby.

## **COMMITTEE REPORTS**

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

DO PASS:

**SB 131** – Public Safety

**SB 135** – Public Safety

**SB 164** – Public Safety, Coauthored by Representative(s) Walker

**SB 183** – Public Safety

**SB 234** – Public Safety

**SB 255** – Public Safety

**SB 390** – Public Safety

DO PASS, As Amended:

**CS for SB 79** – Appropriations and Budget

**CS for SB 138** – Appropriations and Budget

**CS for SB 147** – Appropriations and Budget

**SB 165** – Public Safety

**CS for SB 411** – Public Safety, Coauthored by Representative(s) Johnson, and  
Coauthored by Senator(s) Sharp

**CS for SB 526** – Public Safety

**CS for SB 786** – Appropriations and Budget

Representative Billy moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 9:00 a.m., Tuesday, April 7, 2015, which was the order.

Pursuant to the motion of Representative Billy, the House was adjourned at 3:30 p.m., to reconvene Tuesday, April 7, 2015, at 9:00 a.m.