

# HOUSE JOURNAL

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

**of the State of Oklahoma**

**Forty-fifth Legislative Day, Tuesday, April 21, 2015**

The House was called to order by Representative Brumbaugh.

The roll was called with 99 Members present.

Vacancy: District 73, District 85.—2.

Representative Brumbaugh declared a quorum present.

Prayer was offered by Pastor K. Gerone Free, Greater Mt. Carmel Baptist Church, Oklahoma City. Pastor Free was sponsored by Representative Shelton.

The Journal for the last legislative day was approved.

## **ENGROSSED AND ENROLLED MEASURES**

**HAs to SBs 116, 144, 208, 269, 356, 438, 439, 457, 459, 549, 592, 642 and 751** were reported correctly engrossed, properly signed, in open session, and the measures, as amended, were ordered returned to the Honorable Senate.

**HBs 1053, 1067, 1078, 1083, 1120, 1122, 1123, 1263, 1353, 1584, 1728, 1734 and 2168** were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

## **MOTION**

Representative Hardin asked unanimous consent that the Journal reflect that the Rules Committee voted Tuesday, April 21, 2015, to approve the principal author's request to strike the title on the following measures: **SB 694** by Representative Wright, **SB 708** by Representative Casey and **SB 468** by Representative Calvey, pursuant to House Rule 8.6(f), which was the order.

**GENERAL ORDER**

**SB 183** by Schulz of the Senate and Ortega of the House was read and considered.

Representative Inman moved to amend **SB 183**, Page 11, Section 2, Lines 8, 15 and 18 and Page 12, Line 12 by deleting the word “commercial”.

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

Aye: Brown, Cannaday, Condit, Dunnington, Griffith, Hoskin, Inman, Joyner, Kouplén, Loring, McDaniel (Jeannie), Perryman, Proctor, Pruett, Rousselot, Scott, Sherrer, Shoemaker, Stone, Tadlock, Williams.--21.

Nay: Banz, Bennett, Brumbaugh, Cleveland, Cockroft, Coody (Ann), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Enns, Faught, Grau, Hall, Hardin, Johnson, Kannady, Leewright, Lepak, Martin (Scott), McBride, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Murphey, Nelson, Nollan, Ortega, Ownbey, Park, Peterson, Ritze, Roberts (Dustin), Rogers, Sanders, Shelton, Strohm, Vaughan, Walker, Wallace, Wesselhoft, Wood, Wright, Mr. Speaker.--48.

Excused: Biggs, Billy, Caldwell, Calvey, Casey, Christian, Coody (Jeff), Fisher, Fourkiller, Henke, Jordan, Kern, Kirby, Lockhart, McCall, McPeak, Morrisette, Murdock, Newell, O'Donnell, Osborn, Pfeiffer, Renegar, Roberts (Sean), Russ, Sears, Thomsen, Virgin, Watson, Young.--30.

Vacancy: District 73, District 85.--2.

Representative Ortega moved to table the Inman amendment, which tabling motion was declared adopted upon roll call as follows:

Aye: Banz, Bennett, Biggs, Brumbaugh, Caldwell, Calvey, Cleveland, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Denney, Derby, Dunlap, Echols, Enns, Faught, Grau, Hall, Hardin, Johnson, Joyner, Leewright, Lepak, Martin (Scott), McBride, McCall, McCullough, McDaniel (Randy), Moore, Mulready, Murdock, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Ritze, Roberts (Sean), Rogers, Shelton, Strohm, Vaughan, Walker, Watson, Wood, Wright, Mr. Speaker.--53.

Nay: Brown, Cannaday, Condit, Dunnington, Griffith, Hoskin, Inman, Kouplén, Loring, McDaniel (Jeannie), McPeak, Perryman, Proctor, Pruett, Renegar, Rousselot, Scott, Sherrer, Shoemaker, Stone, Tadlock, Williams, Young.--23.

Excused: Billy, Casey, Christian, Cox, Fisher, Fourkiller, Henke, Jordan, Kannady, Kern, Kirby, Lockhart, Montgomery, Morrisette, O'Donnell, Roberts (Dustin), Russ, Sanders, Sears, Thomsen, Virgin, Wallace, Wesselhoft.--23.

Vacancy: District 73, District 85.--2.

Representative Ortega moved that **SB 183** be advanced from General Order, which motion was declared adopted.

### **THIRD READING**

**SB 183** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Biggs, Cooksey, Denney, Hoskin, Lepak, McDaniel (Jeannie), Ortega, Ownbey, Pruett, Renegar, Scott, Shoemake, Thomsen, Watson, Williams, Wood, Wright, Mr. Speaker.--19.

Nay: Bennett, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Derby, Dunlap, Echols, Enns, Faught, Fisher, Grau, Griffith, Hall, Hardin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kouplen, Leewright, Loring, Martin (Scott), McBride, McCall, McCullough, McDaniel (Randy), McPeak, Montgomery, Moore, Mulready, Murdock, Murphey, Nelson, Newell, Nollan, Park, Peterson, Pfeiffer, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Sanders, Sears, Shelton, Sherrer, Stone, Strohm, Tadlock, Vaughan, Walker, Wallace, Wesselhoft, Young.--64.

Excused: Billy, Brown, Christian, Cox, Dunnington, Fourkiller, Henke, Kirby, Lockhart, Morrissette, O'Donnell, Osborn, Perryman, Proctor, Russ, Virgin.--16.

Vacancy: District 73, District 85.--2.

The measure failed.

Representative Ortega served notice to reconsider the vote whereby **SB 183** failed.

### **GENERAL ORDER**

**SB 720** by Newberry of the Senate and Derby of the House was read and considered.

Representative Derby moved that **SB 720** be advanced from General Order, which motion was declared adopted.

**THIRD READING**

**SB 720** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Brumbaugh, Caldwell, Calvey, Cannaday, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Enns, Faught, Fisher, Griffith, Hall, Hardin, Henke, Johnson, Jordan, Joyner, Kannady, Kern, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin (Scott), McBride, McCall, McCullough, McDaniel (Randy), Moore, Mulready, Murdock, Nelson, Newell, Nollan, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Sanders, Scott, Sears, Shelton, Shoemake, Strohm, Tadlock, Vaughan, Walker, Wallace, Wesselhoft, Wood, Wright, Mr. Speaker.--72.

Nay: Brown, Dunnington, Hoskin, Inman, Kirby, McDaniel (Jeannie), McPeak, Murphey, Proctor, Rousselot, Sherrer, Stone, Virgin, Williams, Young.--15.

Excused: Biggs, Billy, Casey, Fourkiller, Grau, Montgomery, Morrissette, O'Donnell, Ortega, Russ, Thomsen, Watson.--12.

Vacancy: District 73, District 85.--2.

The measure passed.

**SB 720** was referred for engrossment.

**GENERAL ORDER**

**SB 56** by Dahm et al of the Senate and Vaughan of the House was read and considered.

Coauthored by Representative(s) Faught

Representative Vaughan moved that **SB 56** be advanced from General Order, which motion was declared adopted.

**THIRD READING**

**SB 56** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Derby, 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), McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Mulready, Murdock, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Sanders, Scott, Sears, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Young, Mr. Speaker.--91.

Nay: Williams.--1.

Excused: Biggs, Billy, Denney, Morrissette, O'Donnell, Renegar, Russ.--7.

Vacancy: District 73, District 85.--2.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 56** and ordered same returned to the Honorable Senate.

## MESSAGES FROM THE SENATE

Advising fourth reading of and transmitting for signature Enrolled **SBs 366, 535, 586** and **762**.

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

### Returning engrossed measures, as amended

Announcing the passage of and returning engrossed measures as amended: **HBs 1002, 1005, 1010, 1011, 1014**, Coauthored by Senator Pittman, **1016, 1017, 1018, 1019, 1020, 1023, 1052, 1065**, Coauthored by Senator Pittman, **1376, 1462, 1477, 1516**, Coauthored by Representatives Ritze, Biggs, **1684**, Coauthored by Representatives Griffith, Lockhart, Condit and Senators Floyd, Pittman, Matthews, **1823**, Coauthored by Representative Caldwell, **1834, 1890, 2128, 2169** and **2180**, Coauthored by Senator Pittman.

Senate amendments were read on the above-numbered measures.

### Returning engrossed measures

Announcing the passage of **HBs 1047, 1320, 1410**, Coauthored by Senator Pittman, **1743, 1756, 1824**, Coauthored by Senator Pittman, **2119**, Coauthored by Senator Pittman, **2182**, Remove Speaker Hickman as principal House author and substitute with Representative Dank, Coauthored by Representatives Walker, Hickman, Faught and Senators Brinkley, Griffin and Jolley.

The above-numbered measures were referred for enrollment.

**GENERAL ORDER**

**SB 630** by Ford et al of the Senate and Casey of the House was read and considered.

Representative Casey moved that **SB 630** be advanced from General Order, which motion was declared adopted.

**THIRD READING**

**SB 630** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Biggs, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cox, Denney, Derby, Dunlap, Echols, Enns, Faught, Fisher, Fourkiller, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplen, 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, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Sanders, Scott, Sears, Shelton, Sherrer, Shoemake, Stone, Strohm, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Williams, Wood, Wright, Young, Mr. Speaker.--87.

Nay: McPeak, Tadlock.--2.

Excused: Bennett, Billy, Cooksey, Dunnington, Inman, Lockhart, Morrissette, Renegar, Rousselot, Russ.--10.

Vacancy: District 73, District 85.--2.

The measure passed.

**SB 630** was referred for engrossment.

**GENERAL ORDER**

**SB 806** by Bingman et al of the Senate and Hickman of the House was read and considered.

Remove Speaker Hickman as principal House author and substitute with Representative Dank

Coauthored by Representative(s) Hickman, Faught, Johnson, Condit

Speaker Hickman moved that **SB 806** be advanced from General Order, which motion was declared adopted.

### THIRD READING

**SB 806** 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), Cox, Denney, Derby, Dunlap, Echols, Enns, Faught, Fisher, Fourkiller, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplen, Leewright, Lepak, Lockhart, 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, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Sanders, Scott, Sears, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Williams, Wood, Wright, Young, Mr. Speaker.--92.

Excused: Billy, Cooksey, Dunnington, Inman, Morrissette, Renegar, Russ.--7.

Vacancy: District 73, District 85.--2.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 806** and ordered same returned to the Honorable Senate.

### GENERAL ORDER

**SB 482** by Marlatt of the Senate and Hickman of the House was read and considered.

Speaker Hickman moved that **SB 482** be advanced from General Order, which motion was declared adopted.

### THIRD READING

**SB 482** was read at length for the third time. On passage of the measure and emergency, 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, Denney, Derby, Dunlap, Echols, Enns, Faught, Fisher, Fourkiller, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplen, Leewright, Lepak, Lockhart, 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, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Sanders, Scott, Sears, Sherrer, Shoemake, Stone, Strohm, Tadlock,

Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Williams, Wood, Wright, Young, Mr. Speaker.--92.

Excused: Billy, Dunnington, Inman, Morrissette, Renegar, Russ, Shelton.--7.

Vacancy: District 73, District 85.--2.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 482** and ordered same returned to the Honorable Senate.

### **MOTION**

Representative Bennett asked that the Journal reflect that had he been present in the Chamber, he would have voted aye on **SB 630**, which was the order.

### **MOTION**

Representative Nelson moved that the House stand in recess until 1:17 p.m., which was the order.

### **Speaker Hickman Presiding**

### **GENERAL ORDER**

**SB 162** by Halligan et al of the Senate and Denney of the House was read and considered.

Coauthored by Representative(s) McCullough, Johnson, McDaniel (Jeannie), Sherrer

Representative Denney moved that **SB 162** be advanced from General Order, which motion was declared adopted.

### **THIRD READING**

**SB 162** was read at length for the third time. On passage of the measure and emergency, 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), Cooksey, Cox, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Faught, Fourkiller, Griffith, Hall, Hardin, Henke, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Lepak,

Lockhart, Loring, Martin (Scott), McBride, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Sanders, Scott, Sears, Shelton, Sherrer, Stone, Strohm, Tadlock, Thomsen, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Young, Mr. Speaker.--84.

Excused: Fisher, Grau, Kouplen, Leewright, McCall, McPeak, Morrissette, Osborn, Rogers, Rousselot, Russ, Shoemake, Vaughan, Virgin, Williams.--15.

Vacancy: District 73, District 85.--2.

The measure and emergency passed.

The Presiding Officer signed, in open session, Engrossed **SB 162** and ordered same returned to the Honorable Senate.

## **GENERAL ORDER**

**SJR 4** by Standridge et al of the Senate and Echols et al of the House was read and considered.

Coauthored by Representative(s) Hickman, McCullough

Representative Echols moved to amend **SJR 4** by restoring the title and resolving clause, which amendment was declared adopted.

Representative Echols moved to amend **SJR 4**, Page 3, Line 11 by inserting after the word "application" and before the word "in" the language "for seven (7) years", which amendment was declared adopted.

## **Speaker Pro Tempore Denney Presiding**

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

Aye: Brown, Cannaday, Christian, Condit, Fourkiller, Griffith, Hoskin, Inman, Kouplen, Lockhart, McDaniel (Jeannie), Morrissette, Osborn, Perryman, Proctor, Pruett, Renegar, Rousselot, Scott, Shelton, Sherrer, Shoemake, Stone, Virgin, Wesselhoft, Young.--26.

Nay: Banz, Bennett, Billy, Brumbaugh, Caldwell, Calvey, Casey, Cleveland, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Denney, Dunlap, Echols, Enns, Faught, Fisher, Grau, Hall, Hardin, Johnson, Jordan, Joyner, Kannady, Kern, Lepak, Martin (Scott), McBride,

McCall, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Murphey, Nollan, O'Donnell, Ortega, Ownbey, Park, Peterson, Ritze, Roberts (Dustin), Rogers, Sears, Strohm, Thomsen, Vaughan, Walker, Wallace, Watson, Wright, Mr. Speaker.--55.

Excused: Biggs, Cox, Derby, Dunnington, Henke, Kirby, Leewright, Loring, McPeak, Nelson, Newell, Pfeiffer, Roberts (Sean), Russ, Sanders, Tadlock, Williams, Wood.--18.

Vacancy: District 73, District 85.--2.

### **Representative Cockroft Presiding**

Representative Echols moved that **SJR 4** be advanced from General Order, which motion was declared adopted.

### **THIRD READING**

**SJR 4** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Billy, Caldwell, Christian, Cleveland, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Dunlap, Echols, Joyner, Kannady, Lepak, Martin (Scott), McBride, McCall, McCullough, Montgomery, Moore, Mulready, Murdock, Nollan, O'Donnell, Ortega, Osborn, Park, Pfeiffer, Pruett, Roberts (Sean), Russ, Sears, Strohm, Tadlock, Thomsen, Vaughan, Walker, Watson, Wood, Wright, Mr. Speaker.--42.

Nay: Bennett, Biggs, Brown, Brumbaugh, Calvey, Cannaday, Casey, Cockroft, Condit, Derby, Dunnington, Enns, Faught, Fisher, Fourkiller, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Inman, Johnson, Jordan, Kern, Kirby, Kouplen, Leewright, Lockhart, Loring, McDaniel (Jeannie), McDaniel (Randy), Morrissette, Murphey, Nelson, Newell, Ownbey, Perryman, Peterson, Proctor, Renegar, Ritze, Roberts (Dustin), Rogers, Rousselot, Sanders, Scott, Shelton, Sherrer, Shoemake, Stone, Virgin, Wallace, Wesselhoft, Williams, Young.--56.

Excused: McPeak.--1.

Vacancy: District 73, District 85.--2.

The measure failed.

Representative Echols served notice to reconsider the vote whereby **SJR 4** failed.

## MESSAGES FROM THE SENATE

Advising the Honorable House of Representatives that the Senate has rescinded its signing and 4th reading of **SB 542** and requests the House to rescind their signing and 4th reading of **SB 542**, reconsider the vote whereby **SB 542** passed on 3rd reading and consider the bill further.

### Returning enrolled measures

Announcing that Enrolled **HBs 1053, 1067, 1078, 1083, 1120, 1122, 1123, 1263, 1353, 1584, 1728, 1734** and **2168** 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 measure

Announcing the passage of **HB 1911**.

The above-numbered measure was referred for enrollment.

## RESOLUTIONS

The following was introduced and read:

**HCR 1007** – By Pfeiffer of the House and Justice of the Senate.

A Concurrent Resolution recalling from the Office of the Governor Enrolled House Bill No. 1405, passed by the 1st Session of the 55th Oklahoma Legislature.

## RESOLUTION FOR CONSIDERATION

**HCR 1007** was called up for consideration.

Authored by Senator Justice (principal Senate author)

Upon motion of Representative Pfeiffer, **HCR 1007** was considered and adopted.

**HCR 1007** was referred for engrossment.

**RECONSIDERATION**

Representative Nelson moved to reconsider the vote whereby **SB 612** failed.

Representative Proctor moved to table the Nelson reconsideration motion, which tabling motion failed of adoption upon a division of the question.

Representative Nelson pressed his motion to reconsider the vote whereby **SB 612** failed, which motion was declared adopted upon roll call as follows:

Aye: Banz, Biggs, Billy, Brumbaugh, Caldwell, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Jeff), Cooksey, Cox, Denney, Derby, Echols, Enns, Fisher, Grau, Hall, Hardin, Johnson, Jordan, Joyner, Kannady, Kirby, 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, Park, Perryman, Pfeiffer, Pruett, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Scott, Sears, Stone, Tadlock, Vaughan, Wallace, Watson, Wood, Wright, Mr. Speaker.--66.

Nay: Brown, Cannaday, Dunlap, Faight, Fourkiller, Griffith, Hoskin, Inman, Kern, Morrissette, Proctor, Renegar, Ritze, Rousselot, Strohm, Virgin, Walker, Wesselhoft, Williams, Young.--20.

Excused: Bennett, Calvey, Coody (Ann), Dunnington, Henke, Kouplen, Lockhart, McPeak, Peterson, Shelton, Sherrer, Shoemake, Thomsen.--13.

Vacancy: District 73, District 85.--2.

Representative Shelton raised a point of order that **SB 612** was not reflected on the Reconsideration List on the House Floor Calendar and therefore should not be considered.

The Presiding Officer ruled that although the measure had dropped off the House Floor Calendar after adoption of the motion to reconsider, the measure remained available through other means such as *BTOonline* and the Presiding Officer ruled the point not well taken.

Representative Shelton appealed the ruling of the Presiding Officer receiving the required second of 1/15 of the membership.

"The question is, shall the decision of the Presiding Officer be the decision of the House? All those in favor signify by voting 'Aye'; those opposed 'Nay'. The vote is now in progress."

The decision of the Presiding Officer was upheld upon roll call as follows:

Aye: Banz, Bennett, Billy, Brumbaugh, Caldwell, Calvey, Casey, Cleveland, Cockroft, Coody (Jeff), Cooksey, Cox, Derby, Dunlap, Echols, Fisher, Grau, Hall, Hardin, Henke, Johnson, Jordan, Joyner, Kannady, Kern, Leewright, Lepak, Martin (Scott), McBride,

McCall, McCullough, McDaniel (Randy), Montgomery, Mulready, Murdock, Murphey, Nelson, O'Donnell, Ortega, Osborn, Ownbey, Peterson, Pfeiffer, Ritze, Rogers, Russ, Sanders, Strohm, Thomsen, Vaughan, Walker, Wallace, Watson, Wood, Wright, Mr. Speaker.--56.

Nay: Cannaday, Condit, Dunnington, Fourkiller, Griffith, Hoskin, Inman, Kouplen, Loring, McDaniel (Jeannie), Morrisette, Perryman, Proctor, Pruett, Renegar, Rousselot, Shelton, Sherrer, Shoemake, Stone, Williams, Young.--22.

Excused: Biggs, Brown, Christian, Coody (Ann), Denney, Enns, Faught, Kirby, Lockhart, McPeak, Moore, Newell, Nollan, Park, Roberts (Dustin), Roberts (Sean), Scott, Sears, Tadlock, Virgin, Wesselhoft.--21.

Vacancy: District 73, District 85.--2.

Representative Proctor 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: Cannaday, Condit, Dunnington, Fourkiller, Griffith, Hoskin, Inman, Kouplen, Morrisette, Perryman, Proctor, Pruett, Renegar, Rousselot, Scott, Shelton, Sherrer, Shoemake, Tadlock, Williams, Young.--21.

Nay: Banz, Bennett, Billy, Brumbaugh, Caldwell, Calvey, Casey, Cleveland, Cockroft, Coody (Jeff), Cooksey, Derby, Dunlap, Fisher, Hall, Hardin, Henke, Johnson, Jordan, Joyner, Kern, Leewright, Lepak, Lockhart, Martin (Scott), McBride, McCall, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Murphey, Nelson, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Ritze, Rogers, Russ, Sanders, Thomsen, Vaughan, Walker, Wallace, Watson, Wood, Wright, Mr. Speaker.--55.

Excused: Biggs, Brown, Christian, Coody (Ann), Cox, Denney, Echols, Enns, Faught, Grau, Kannady, Kirby, Loring, McDaniel (Jeannie), McPeak, Newell, Roberts (Dustin), Roberts (Sean), Sears, Stone, Strohm, Virgin, Wesselhoft.--23.

Vacancy: District 73, District 85.--2.

### **THIRD READING**

**SB 612** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Biggs, Billy, Caldwell, Calvey, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Fisher, Grau, Hall, Hardin, Henke, Hoskin, Johnson, Jordan, Joyner, Kannady, Kirby, Kouplen, Leewright, Lepak, Loring, Martin (Scott), McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Pruett, Roberts

(Dustin), Rogers, Rousselot, Russ, Sanders, Scott, Sears, Shelton, Shoemake, Stone, Tadlock, Thomsen, Vaughan, Walker, Wallace, Watson, Wood, Wright, Young, Mr. Speaker.--74.

Nay: Bennett, Brown, Brumbaugh, Cannaday, Dunnington, Faught, Griffith, Inman, Kern, Lockhart, Morrissette, Murphey, Proctor, Renegar, Ritze, Roberts (Sean), Sherrer, Strohm, Virgin, Wesselhoft, Williams.--21.

Excused: Coody (Ann), Enns, Fourkiller, McPeak.--4.

Vacancy: District 73, District 85.--2.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 612** and ordered same returned to the Honorable Senate.

## **ENGROSSED AND ENROLLED MEASURES**

**HCR 1007** was reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

## **GENERAL ORDER**

**SB 787** by Standridge of the Senate and Derby of the House was read and considered.

Representative Derby moved to amend **SB 787**, Page 11, Section 1, Line 18 by adding after the word “the” and before the word “pharmacist” the word “licensed”; Line 19 by deleting before the word “responsible” the words “licensed in this state”; Page 14, Section 1, Line 14 by adding the following definition:

“42. ‘Registered Pharmacist-in-Charge’ means the pharmacist licensed to practice pharmacy in the state of domicile, who shall be the pharmacist-in-charge of a non-resident pharmacy” and by renumbering the subsequent paragraphs;

Page 31, Section 11, Line 13 by striking “a licensed pharmacist” and by replacing in lieu thereof the words “the registered”; by deleting the word “or” and by adding after the word “pharmacist-in-charge” and before the word “who” a comma “,” and the language “licensed in the state of domicile,”; Line 14 by deleting the words “licensed as a pharmacist in Oklahoma” and by replacing in lieu thereof the words “registered with the Oklahoma Board of Pharmacy”; and Page 35, Section 11, Line 15 by adding the word “registered” before the word “pharmacist-in-charge” and by deleting the words “licensed by” after the word “pharmacist” and by replacing in lieu thereof the words “in the domicile state and registered with”.

Representative Cox moved to table the Derby amendment, which tabling motion failed of adoption upon a division of the question.

Representative Johnson moved to postpone indefinitely consideration of the Derby amendment, which motion failed of adoption upon a division of the question.

Representative Derby pressed adoption of the amendment, which amendment failed of adoption upon roll call as follows:

Aye: Bennett, Biggs, Brumbaugh, Calvey, Cleveland, Cockroft, Cooksey, Dunlap, Echols, Faught, Fisher, Grau, Griffith, Hall, Henke, Hoskin, Inman, Jordan, Kannady, Kern, Leewright, Martin (Scott), McBride, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Mulready, Murdock, Murphey, Nelson, Newell, Ortega, Park, Pfeiffer, Rogers, Sherrer, Stone, Strohm, Wallace, Watson, Williams, Wood, Young.--43.

Nay: Banz, Billy, Brown, Caldwell, Cannaday, Casey, Condit, Coody (Jeff), Cox, Denney, Dunnington, Enns, Hardin, Johnson, Joyner, Kouplen, Lepak, Lockhart, Loring, McCall, McCullough, Moore, Morrisette, Nollan, O'Donnell, Osborn, Ownbey, Perryman, Peterson, Proctor, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rousselot, Russ, Sears, Shelton, Shoemake, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wesselhoft, Wright, Mr. Speaker.--48.

Excused: Christian, Coody (Ann), Derby, Fourkiller, Kirby, McPeak, Sanders, Scott.--8.

Vacancy: District 73, District 85.--2.

Representative Derby moved that **SB 787** be advanced from General Order, which motion was declared adopted.

### **Speaker Pro Tempore Denney Presiding**

### **THIRD READING**

**SB 787** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Billy, Brown, Caldwell, Calvey, Cannaday, Casey, Christian, Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunnington, Enns, Fourkiller, Grau, Griffith, Hardin, Inman, Johnson, Joyner, Kannady, Kirby, Kouplen, Lepak, Lockhart, Loring, Martin (Scott), McBride, McCullough, McDaniel (Jeannie), Montgomery, Moore, Morrisette, Murdock, Nollan, Osborn, Ownbey, Park, Perryman, Peterson, Proctor, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Sears, Shelton, Shoemake, Tadlock, Thomsen, Vaughan, Virgin, Watson, Wesselhoft, Williams, Wright, Mr. Speaker.--64.

Nay: Biggs, Brumbaugh, Cleveland, Cockroft, Dunlap, Echols, Faught, Fisher, Hall, Henke, Hoskin, Jordan, Kern, Leewright, McCall, McDaniel (Randy), Mulready, Murphey, Nelson, Newell, O'Donnell, Ortega, Pfeiffer, Sanders, Sherrer, Stone, Strohm, Walker, Wallace, Wood, Young.--31.

Excused: Condit, Coody (Ann), McPeak, Scott.--4.

Vacancy: District 73, District 85.--2.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 787** and ordered same returned to the Honorable Senate.

### MESSAGES FROM THE SENATE

Announcing the passage of **HBs 1484, 2157** and **HCR 1007**.

The above-numbered measures were referred for enrollment.

### Conference requested

Advising rejection of **HAs** to **SB 642** and requesting conference thereon, the Senate naming conferees later.

### GENERAL ORDER

**SB 460** by Floyd et al of the Senate and Nelson of the House was read and considered.

Coauthored by Representative(s) Sherrer

Representative Nelson moved to suspend House Rule 8.6 for the purpose of allowing consideration of an untimely filed floor amendment, which motion was declared adopted upon roll call as follows:

Aye: Bennett, Billy, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Coody (Jeff), Cox, Denney, Derby, Dunlap, Dunnington, 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, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Morrisette, Mulready, Murdock, Murphey, Nelson, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Sanders, Sears, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Williams, Wood, Wright, Young, Mr. Speaker.--89.

Nay: Biggs, Cooksey.--2.

Excused: Banz, Condit, Coody (Ann), Echols, McBride, McPeak, Newell, Scott.--8.

Vacancy: District 73, District 85.--2.

Representative Nelson moved to amend **SB 460** by restoring the title and enacting clause, which amendment was declared adopted.

Representative Nelson moved that **SB 460** be advanced from General Order, which motion was declared adopted.

### **THIRD READING**

**SB 460** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Billy, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Faught, Fisher, Fourkiller, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Inman, Johnson, Joyner, Kannady, Kern, Kouplén, Leewright, Lepak, Lockhart, Loring, Martin (Scott), McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Morrissette, Mulready, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Sanders, Sears, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Williams, Wood, Young, Mr. Speaker.--89.

Excused: Biggs, Condit, Coody (Ann), Kirby, McBride, McPeak, Ortega, Scott, Wright.--9.

Constitutional Priv: Jordan.--1.

Vacancy: District 73, District 85.--2.

The measure passed.

**SB 460** was referred for engrossment.

### **ENGROSSED AND ENROLLED MEASURES**

**HCR 1007** was reported correctly enrolled, properly signed, in open session, and ordered transmitted to the Honorable Senate.

**GENERAL ORDER**

**SB 219** by Brooks of the Senate and Roberts (Sean) 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, Cannaday, Fourkiller, Griffith, Inman, Kouplen, Lockhart, McDaniel (Jeannie), Morrissette, Proctor, Pruett, Renegar, Shelton, Sherrer, Stone, Virgin, Wallace, Williams, Young.--19.

Nay: Bennett, Billy, Brumbaugh, Calvey, Casey, Cleveland, Cockroft, Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Enns, Faught, Fisher, Hall, Hardin, Henke, Johnson, Jordan, Joyner, Kern, Leewright, Lepak, Loring, Martin (Scott), McCall, McCullough, McDaniel (Randy), Mulready, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Osborn, Ownbey, Perryman, Peterson, Pfeiffer, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Sears, Strohm, Tadlock, Thomsen, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--60.

Excused: Banz, Biggs, Caldwell, Christian, Condit, Coody (Ann), Dunnington, Grau, Hoskin, Kannady, Kirby, McBride, McPeak, Montgomery, Moore, Ortega, Park, Rousselot, Scott, Shoemake.--20.

Vacancy: District 73, District 85.--2.

Representative Roberts (Sean) moved that **SB 219** be advanced from General Order, which motion was declared adopted.

**THIRD READING**

**SB 219** 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, Coody (Jeff), Cox, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Faught, Fisher, Fourkiller, Grau, Griffith, Hall, Hardin, Henke, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Leewright, Lepak, Lockhart, Loring, Martin (Scott), McCall, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Sears, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Young, Mr. Speaker.--83.

Nay: Cooksey, Kouplen, McDaniel (Jeannie), Morrissette, Pruett, Rousselot, Scott, Shelton, Sherrer, Virgin, Williams.--11.

Excused: Condit, Coody (Ann), Hoskin, McBride, McPeak.--5.

Vacancy: District 73, District 85.--2.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 219** and ordered same returned to the Honorable Senate.

## MESSAGES FROM THE SENATE

Announcing that Enrolled **HCR 1007** has been signed by the Presiding Officer of Senate, in open session.

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

## GENERAL ORDER

**SB 412** by Brinkley of the Senate and Biggs of the House was read and considered.

Representative Biggs moved that **SB 412** be advanced from General Order, which motion was declared adopted upon roll call as follows:

Aye: Banz, Bennett, Biggs, Billy, Brumbaugh, Caldwell, Casey, Christian, Cockroft, Coody (Jeff), Cooksey, Cox, Denney, Dunlap, Enns, Faught, Fisher, Hall, Henke, Johnson, Jordan, Joyner, Kannady, Leewright, Lepak, Martin (Scott), McCall, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Murphey, Nollan, O'Donnell, Park, Peterson, Pfeiffer, Pruett, Ritze, Roberts (Sean), Rogers, Russ, Sanders, Sears, Strohm, Vaughan, Wallace, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--54.

Nay: Brown, Cannaday, Dunnington, Fourkiller, Griffith, Inman, Kouplen, Loring, McDaniel (Jeannie), Morrissette, Perryman, Proctor, Renegar, Rousselot, Scott, Shelton, Shoemake, Stone, Tadlock, Thomsen, Virgin, Young.--22.

Excused: Calvey, Cleveland, Condit, Coody (Ann), Derby, Echols, Grau, Hardin, Hoskin, Kern, Kirby, Lockhart, McBride, McPeak, Nelson, Newell, Ortega, Osborn, Ownbey, Roberts (Dustin), Sherrer, Walker, Williams.--23.

Vacancy: District 73, District 85.--2.

**THIRD READING**

**SB 412** 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, Cockroft, Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Faught, Fisher, Fourkiller, Grau, Griffith, Hall, Hardin, Henke, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Leewright, Lepak, Lockhart, Loring, Martin (Scott), McCall, 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 (Dustin), Roberts (Sean), Rogers, Rousselot, Sanders, Scott, Sears, Shelton, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Williams, Wood, Wright, Young, Mr. Speaker.--89.

Nay: Cleveland, Russ.--2.

Excused: Condit, Coody (Ann), Hoskin, Kirby, Kouplen, McBride, McPeak, Sherrer.--8.

Vacancy: District 73, District 85.--2.

The measure passed.

Representative Cleveland served notice to reconsider the vote whereby **SB 412** passed.

**GENERAL ORDER**

**SB 525** by Shortey of the Senate and Wood et al of the House was read and considered.

Representative Wood moved that **SB 525** be advanced from General Order, which motion was declared adopted.

**THIRD READING**

**SB 525** 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, Coody (Jeff), Cooksey, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Faught, Fisher, Fourkiller, Grau, Griffith, Hall, Hardin, Henke, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin (Scott), McCall, 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 (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Sanders, Scott, Sears, Shelton, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Williams, Wood, Wright, Young, Mr. Speaker.--90.

Excused: Banz, Condit, Coody (Ann), Cox, Hoskin, Kirby, McBride, McPeak, Sherrer.--9.

Vacancy: District 73, District 85.--2.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 525** and ordered same returned to the Honorable Senate.

### **GENERAL ORDER**

**SB 694** by Schulz of the Senate and Wright of the House was read and considered.

Representative Wright moved to amend **SB 694** by striking the title, which amendment was declared adopted.

Representative Wright moved that **SB 694** be advanced from General Order, which motion was declared adopted.

### **THIRD READING**

**SB 694** 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, Coody (Jeff), Cooksey, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Faught, Fisher, Fourkiller, Grau, Griffith, Hall, Hardin, Henke, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplen, Leewright, Lepak, Loring, Martin (Scott), McCall, 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, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Sanders, Scott, Sears, Shelton, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Williams, Wood, Wright, Young, Mr. Speaker.--90.

Nay: Lockhart, Renegar.--2.

Excused: Condit, Coody (Ann), Cox, Hoskin, McBride, McPeak, Sherrer.--7.

Vacancy: District 73, District 85.--2.

The measure passed.

**SB 694** was referred for engrossment.

### **Speaker Hickman Presiding**

#### **GENERAL ORDER**

**SB 786** by Jolley of the Senate and Martin of the House was read and considered.

Representative Martin moved that **SB 786** be advanced from General Order, which motion was declared adopted.

#### **THIRD READING**

**SB 786** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Billy, Brumbaugh, Caldwell, Calvey, Casey, Christian, Cleveland, Cockroft, Coody (Jeff), Cooksey, Denney, Derby, Dunlap, Enns, Faught, Fisher, Grau, Hall, Hardin, Henke, Johnson, Jordan, Joyner, Kannady, Kern, Leewright, Lepak, Martin (Scott), McCall, McCullough, Montgomery, Moore, Mulready, Murdock, Murphey, Nelson, Newell, O'Donnell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Pruett, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Sears, Strohm, Thomsen, Vaughan, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--65.

Nay: Brown, Cannaday, Condit, Dunnington, Fourkiller, Griffith, Inman, Kirby, Kouplén, Lockhart, Loring, McDaniel (Jeannie), Morrissette, Nollan, Perryman, Proctor, Renegar, Rousselot, Scott, Shelton, Shoemake, Stone, Tadlock, Virgin, Williams, Young.--26.

Excused: Coody (Ann), Cox, Echols, Hoskin, McBride, McDaniel (Randy), McPeak, Sherrer.--8.

Vacancy: District 73, District 85.--2.

The measure passed.

**SB 786** was referred for engrossment.

## GENERAL ORDER

**SB 98** by Jolley of the Senate and Grau of the House was read and considered.

Representative Grau moved that **SB 98** be advanced from General Order, which motion was declared adopted.

## THIRD READING

**SB 98** was read at length for the third time.

Representative Nelson moved to advance the question, which motion was declared adopted.

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

Aye: Brown, Caldwell, Cannaday, Cleveland, Condit, Cooksey, Denney, Dunnington, Echols, Fourkiller, Grau, Griffith, Hall, Hardin, Henke, Inman, Jordan, Kannady, Kouplen, Lockhart, Loring, Martin (Scott), McCall, McDaniel (Jeannie), Morrissette, Mulready, Murdock, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Rousselot, Sanders, Scott, Sears, Shelton, Stone, Thomsen, Virgin, Watson, Williams, Wright, Young, Mr. Speaker.--51.

Nay: Banz, Bennett, Billy, Brumbaugh, Calvey, Casey, Christian, Cockroft, Coody (Jeff), Derby, Dunlap, Enns, Faught, Fisher, Johnson, Kern, Leewright, Lepak, McCullough, Montgomery, Moore, Murphey, Nelson, Newell, Park, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Strohm, Vaughan, Walker, Wallace, Wesselhoft, Wood.--36.

Excused: Coody (Ann), Cox, Hoskin, Joyner, Kirby, McBride, McDaniel (Randy), McPeak, Sherrer, Shoemake, Tadlock.--11.

Constitutional Priv: Biggs.--1.

Vacancy: District 73, District 85.--2.

The measure passed.

Representative Roberts (Sean) served notice to reconsider the vote whereby **SB 98** passed.

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

Aye: Brown, Christian, Cockroft, Cooksey, Denney, Fourkiller, Grau, Griffith, Hall, Henke, Inman, Jordan, Kannady, Kouplen, Loring, Martin (Scott), McDaniel (Jeannie), Morrissette, Mulready, Nollan, Ortega, Osborn, Perryman, Peterson, Rousselot, Sanders, Sears, Shelton, Stone, Thomsen, Virgin, Watson, Wright, Mr. Speaker.--34.

Nay: Banz, Bennett, Billy, Brumbaugh, Caldwell, Casey, Cleveland, Condit, Coody (Jeff), Derby, Dunnington, Enns, Faught, Fisher, Hardin, Johnson, Kern, Leewright, Lepak, McCall, McCullough, Montgomery, Moore, Murphey, Nelson, Newell, Ownbey, Pfeiffer, Proctor, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Scott, Strohm, Vaughan, Walker, Wallace, Wesselhoft, Young.--40.

Excused: Calvey, Cannaday, Coody (Ann), Cox, Dunlap, Echols, Hoskin, Joyner, Kirby, Lockhart, McBride, McDaniel (Randy), McPeak, Murdock, O'Donnell, Park, Pruett, Renegar, Russ, Sherrer, Shoemake, Tadlock, Williams, Wood.--24.

Constitutional Priv: Biggs.--1.

Vacancy: District 73, District 85.--2.

The emergency failed.

## **RESOLUTIONS**

The following was introduced and read:

**HR 1019** – By Scott.

A Resolution supporting the development and designation of a Chief Standing Bear Trail.

## **MESSAGES FROM THE GOVERNOR**

Advising of her approval of **HBs 1008, 1032, 1033, 1040, 1074, 1081, 1113, 1274, 1294, 1318, 1407, 1420, 1421, 1423, 1435, 1437, 1456, 1494, 1514, 1548, 1560, 1568, 1650, 1806, 1857, 1918** and **2005** on April 21, 2015.

Advising of her veto of **HB 1149** on April 21, 2015. The veto message reads as follows:

To the Honorable Speaker of the House  
and Members of the House of Representatives  
First Regular Session, Fifty-fifth Oklahoma Legislature

Enrolled House Bill No. **1149**

By: Grau of the House and Sykes of the Senate

This is to advise you that on this date, pursuant to the authority vested in me by Section 11 of Article VI of the Oklahoma Constitution to approve or object to legislation presented to me, I have VETOED House Bill **1149**.

House Bill **1149** (Bill) provides that “in terrorem” or no-contest clauses shall be strictly applied in cases where a party contesting a will does not ultimately prevail, even should that party be found to be acting in good faith or with probable cause. A no-contest clause is a provision in a will that penalizes a beneficiary for contesting that will. An example of such a clause would be language in a will that bequeaths \$2,000 to a particular beneficiary, but that also states that if that beneficiary challenges the will, then she or he will forfeit that bequest entirely.

Although no-contest clauses are an effective means of reducing unnecessary litigation and help to assure that property is distributed according to a decedent’s wishes, they should not be iron-clad, particularly where a beneficiary has probable cause to believe that the decedent lacked capacity or was unduly influenced when creating the will. This Bill would create a strong disincentive for beneficiaries to contest wills, even when they had good reason to believe their loved ones had been inappropriately coerced to distribute the property as established in the will. Such a disincentive is bad policy, and reflects a step away from the Uniform Probate Code which has been adopted by numerous states, including neighbors like Colorado and New Mexico. As such, I cannot approve this Bill.

By the Governor of the State of Oklahoma

/s/ Mary Fallin

Representative Billy moved that when the clerk’s desk is clear, the House stand adjourned to reconvene at 9:00 a.m., Wednesday, April 22, 2015, which was the order.

Pursuant to the motion of Representative Billy, the House was adjourned at 7:35 p.m., to reconvene Wednesday, April 22, 2015, at 9:00 a.m.