

# HOUSE JOURNAL

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

**of the State of Oklahoma**

**Fifty-fourth Legislative Day, Thursday, May 5, 2016**

The House was called to order by Representative Johnson.

The roll was called with 95 Members present.

The following Members were excused: Banz, Billy, Enns, Henke, McPeak, Shelton.—6.

Representative Johnson declared a quorum present.

Prayer was offered by Associate Pastor Daniel Hayes, Unity Missionary Baptist Church, Duncan. Pastor Hayes was sponsored by Representative Johnson.

The Journal for the last legislative day was approved.

## **ENGROSSED AND ENROLLED MEASURES**

**HB 2757** was reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

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

**Representative Cockroft Presiding****RESOLUTION FOR CONSIDERATION**

**HR 1048** was called up for consideration.

Upon unanimous consent request of Representative Denney, all Members of the House were added as coauthors.

Upon motion of Representative Denney, **HR 1048** was considered and adopted.

**HR 1048** was referred for enrollment.

**SECOND READING**

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

**HB 3204** – Joint Committee on Appropriations and Budget

**HB 3205** – Joint Committee on Appropriations and Budget

**HB 3206** – Joint Committee on Appropriations and Budget

**PENDING CONSIDERATION OF SAs**

**SAs to HB 2253** were called up for consideration.

Upon motion of Representative McDaniel (Randy), the House concurred in the **SAs to HB 2253**.

**HB 2253**, as amended by the Honorable Senate, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Biggs, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Denney, Derby, Dunlap, Dunnington, Echols, Faught, Fisher, Grau, Hall, Hardin, Johnson, Joyner, Kannady, Kern, Kirby, Kouplen, Leewright, Lepak, Martin, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Morrissette, Mulready, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Osborn, Ownbey, Park, Peterson, Pruett, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--65.

Nay: Fourkiller, Goodwin, Griffith, Hoskin, Inman, Lockhart, Loring, Munson, Perryman, Proctor, Renegar, Sherrer, Shoemake, Stone, Tadlock, Williams, Young.--17.

Excused: Banz, Bennett, Billy, Brown, Christian, Cox, Enns, Henke, Jordan, McBride, McPeak, Ortega, Pfeiffer, Ritze, Rousselot, Scott, Sears, Shelton, Strohm.--19.

The measure passed.

Senate amendments were properly signed, in open session, and the above-numbered measure was referred for enrollment.

### **Representative Hall Presiding**

#### **PENDING CONSIDERATION OF SAs**

**SAs to HB 2931** were called up for consideration.

Upon motion of Representative McCullough, the House concurred in the **SAs to HB 2931**.

**HB 2931**, as amended by the Honorable Senate, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Cleveland, Cockroft, Condit, Cooksey, Cox, Denney, Derby, Dunlap, Echols, Faught, Fisher, Fourkiller, Goodwin, Grau, Griffith, Hall, Hardin, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplén, Leewright, Lepak, Loring, Martin, McCall, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Munson, Murdock, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Proctor, Pruett, Roberts (Dustin), Rogers, Sanders, Scott, Sherrer, Shoemake, Stone, Thomsen, Vaughan, Walker, Wallace, Watson, Wesselhoft, Wright, Young, Mr. Speaker.--72.

Nay: Lockhart, McDaniel (Jeannie), Morrisette, Tadlock, Virgin, Williams.--6.

Excused: Banz, Bennett, Biggs, Billy, Christian, Coody (Ann), Coody (Jeff), Dunnington, Enns, Henke, McBride, McPeak, O'Donnell, Pfeiffer, Renegar, Ritze, Roberts (Sean), Rousselot, Russ, Sears, Shelton, Strohm, Wood.--23.

The measure passed.

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

Aye: Biggs, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Derby, Dunlap, Dunnington, Echols, Faught, Fisher, Goodwin, Griffith, Hall, Hardin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Leewright, Lepak, Loring, Martin, McCall, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Munson, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pruett, Renegar, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sears, Thomsen, Vaughan, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--68.

Nay: Fourkiller, Grau, Hoskin, Kouplen, Lockhart, McDaniel (Jeannie), Morrisette, Proctor, Sherrer, Shoemake, Stone, Tadlock, Virgin, Williams, Young.--15.

Excused: Banz, Bennett, Billy, Brown, Christian, Cleveland, Denney, Enns, Henke, McBride, McPeak, Pfeiffer, Ritze, Rousselot, Sanders, Scott, Shelton, Strohm.--18.

The emergency passed.

Senate amendments were properly signed, in open session, and the above-numbered measure was referred for enrollment.

### **Representative Cockroft Presiding**

#### **PENDING CONSIDERATION OF SAs**

**SAs to HB 2835** were called up for consideration.

Upon motion of Representative Echols, the House concurred in the **SAs to HB 2835**.

**HB 2835**, as amended by the Honorable Senate, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Cockroft, Condit, Coody (Ann), Cooksey, Derby, Dunlap, Dunnington, Echols, Goodwin, Grau, Griffith, Hall, Hardin, Hoskin, Inman, Jordan, Joyner, Kannady, Kern, Kirby, Kouplen, Lepak, Lockhart, Loring, Martin, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Morrisette, Mulready, Munson, Nelson, Newell, Nollan, Osborn, Ownbey, Perryman, Pfeiffer, Proctor, Pruett, Renegar, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Scott, Sears, Sherrer, Shoemake, Stone, Tadlock, Vaughan, Virgin, Walker, Wallace, Watson, Williams, Wood, Wright, Young, Mr. Speaker.--69.

Nay: Biggs, Cox, Faught, Fisher, Johnson, Leewright, Moore, Murdock, Murphey, O'Donnell, Park, Peterson, Sanders, Wesselhoft.--14.

Excused: Banz, Bennett, Billy, Christian, Cleveland, Coody (Jeff), Denney, Enns, Fourkiller, Henke, McBride, McPeak, Ortega, Ritze, Rousselot, Shelton, Strohm, Thomsen.--18.

The measure passed.

Senate amendments were properly signed, in open session, and the above-numbered measure was referred for enrollment.

## **MESSAGES FROM THE SENATE**

Advising fourth reading of and transmitting for signature Enrolled **SBs 687, 1071, 1083, 1227 and 1388**.

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

### **Conference granted**

Advising conference granted and the Senate naming conferees as follows:

**HJR 1062** - Standridge, Justice, Marlatt, Dahm, Treat, Wyrick, Bass

### **Conferees named**

Advising naming Senate Conferees as follows:

**SB 1202** - David, Barrington, Ford, Fields, Shaw, Paddack, Pittman

## **PENDING CONSIDERATION OF SAs**

**SAs to HB 1065** were rejected and conference requested upon motion of Representative Nollan. The Speaker named the Conference Committee on Common Education.

## **PENDING CONSIDERATION OF SAs**

**SAs to HB 3017** were rejected and conference requested upon motion of Representative Calvey. The Speaker named the Conference Committee on Public Health.

## **PENDING CONSIDERATION OF SAs**

**SAs to HB 3103** were rejected and conference requested upon motion of Representative Caldwell. The Speaker named the Conference Committee on Elections and Ethics.

## **PENDING CONSIDERATION OF SAs**

**SAs to HB 3164** were called up for consideration.

Representative Perryman asked a ruling of the Presiding Officer whether the **SAs** are germane to **HB 3164**.

The Presiding Officer ruled the **SAs** nongermane and the point well taken.

Upon motion of Representative McDaniel (Randy) **SAs to HB 3164** were rejected and conference requested. The Speaker named the Conference Committee on Business, Labor, and Retirement Laws.

#### **PENDING CONSIDERATION OF SAs**

**SAs to HB 2549** were called up for consideration.

Upon motion of Representative Cox, the House concurred in the **SAs to HB 2549**.

**HB 2549**, as amended by the Honorable Senate, was read at length for the fourth time and the roll was called on the measure and emergency as follows:

Aye: Biggs, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cox, Denney, Derby, Dunlap, Dunnington, Echols, Faught, Fisher, Goodwin, Grau, Griffith, Hall, Hardin, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Mulready, Munson, Murdock, Murphey, Newell, Nollan, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Pruett, Roberts (Dustin), Rogers, Russ, Scott, Sears, Sherrer, Shoemake, Stone, Tadlock, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Young, Mr. Speaker.--73.

Nay: Morrissette, Rousselot, Williams.--3.

Excused: Banz, Bennett, Billy, Brown, Christian, Cleveland, Cooksey, Enns, Fourkiller, Henke, Kirby, McBride, McPeak, Moore, Nelson, O'Donnell, Ortega, Proctor, Renegar, Ritze, Roberts (Sean), Sanders, Shelton, Strohm, Thomsen.--25.

The measure and emergency passed.

Senate amendments were properly signed, in open session, and the above-numbered measure was referred for enrollment.

#### **PENDING CONSIDERATION OF SAs**

**SAs to HB 3024** were called up for consideration.

Upon motion of Representative Jordan, the House concurred in the **SAs to HB 3024**.

**HB 3024**, as amended by the Honorable Senate, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Biggs, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody (Ann), Cox, Denney, Derby, Dunlap, Dunnington, Echols, Faught, Fisher, Fourkiller, Goodwin, Griffith, Hall, Hardin, Hoskin, Inman, Johnson, Jordan, Joyner, Kern, Kirby, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin, McCall,

McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Mulready, Munson, Murdock, Murphey, Newell, Nollan, O'Donnell, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Sears, Sherrer, Shoemake, Tadlock, Vaughan, Virgin, Walker, Wallace, Wesselhoft, Wood, Wright, Young, Mr. Speaker.--74.

Nay: Morrissette, Stone, Williams.--3.

Excused: Banz, Bennett, Billy, Christian, Coody (Jeff), Cooksey, Enns, Grau, Henke, Kannady, McBride, McPeak, Nelson, Ortega, Osborn, Pruett, Renegar, Ritze, Sanders, Scott, Shelton, Strohm, Thomsen, Watson.--24.

The measure passed.

Senate amendments were properly signed, in open session, and the above-numbered measure was referred for enrollment.

#### **PENDING CONSIDERATION OF SAs**

**SAs to HB 2180** were rejected and conference requested upon motion of Speaker Hickman. The Speaker named the Conference Committee on Higher Education and Career Tech.

#### **PENDING CONSIDERATION OF SAs**

**SAs to HJR 1024** were rejected and conference requested upon motion of Speaker Hickman. The Speaker named the Conference Committee on Rules.

#### **PENDING CONSIDERATION OF CCR**

Upon motion of Speaker Hickman, the **CCR** on **HJR 1025** was rejected and further conference requested. The Speaker named the same conferees:

**HJR 1025** – Conference Committee on Rules

#### **PENDING CONSIDERATION OF SAs**

**SAs to HB 2676** were rejected and conference requested upon motion of Representative Williams. The Speaker named GCCA.

**CONFERENCE GRANTED**

Upon motion of Representative Ortega, the House granted the request of the Honorable Senate for conference on the following measures and the Speaker named conferees:

**SB 1070** – Conference Committee on Public Safety

**SB 1141** – Conference Committee on Criminal Justice and Corrections

**SB 1185** – Conference Committee on Public Safety

**SB 1202** – Conference Committee on Public Safety

**SB 1490** – Conference Committee on Transportation

**PENDING CONSIDERATION OF SAs**

**SAs** to **HB 1293** were called up for consideration.

Representative Perryman asked a ruling of the Presiding Officer whether the **SAs** are germane to **HB 1293**.

The Presiding Officer ruled the **SAs** germane and the point not well taken.

Representative Perryman raised a second point of order stating that no fiscal analysis had been provided for the **SAs** to **HB 1293**, to which the Presiding Officer responded that upon review the Chair had confirmed the existence of a fiscal analysis specifically prepared for the **SAs** to **HB 1293** and the point not well taken.

Upon motion of Representative Mulready, the House concurred in the **SAs** to **HB 1293**.

**HB 1293**, as amended by the Honorable Senate, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Biggs, Brumbaugh, Caldwell, Calvey, Casey, Christian, Cleveland, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Faught, Fisher, Hall, Hardin, Johnson, Jordan, Joyner, Kern, Leewright, Lepak, Martin, McCall, McDaniel (Randy), Moore, Mulready, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Ownbey, Park, Peterson, Pfeiffer, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Sears, Vaughan, Walker, Wallace, Watson, Wesselhoft, Wood, Wright,  
Mr. Speaker.--55.

Nay: Brown, Cannaday, Condit, Fourkiller, Goodwin, Griffith, Hoskin, Inman, Kouplun, McCullough, McDaniel (Jeannie), Montgomery, Morrissette, Perryman, Proctor, Rousselot, Scott, Shoemake, Stone, Tadlock, Virgin, Williams, Young.--23.

Excused: Banz, Bennett, Billy, Dunnington, Enns, Grau, Henke, Kannady, Kirby, Lockhart, Loring, McBride, McPeak, Munson, Ortega, Osborn, Pruett, Renegar, Ritze, Shelton, Sherrer, Strohm, Thomsen.--23.

The measure passed.

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

Aye: Brumbaugh, Caldwell, Calvey, Cleveland, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Faught, Hall, Hardin, Jordan, Joyner, Kern, Lepak, Martin, McCall, McDaniel (Randy), Moore, Mulready, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Ownbey, Park, Peterson, Pfeiffer, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Sears, Vaughan, Walker, Wallace, Watson, Wood, Mr. Speaker.--47.

Nay: Brown, Cannaday, Condit, Fisher, Fourkiller, Goodwin, Griffith, Inman, Kouplun, McDaniel (Jeannie), Montgomery, Morrissette, Perryman, Proctor, Rousselot, Scott, Shoemake, Stone, Virgin, Williams.--20.

Excused: Banz, Bennett, Biggs, Billy, Casey, Christian, Dunnington, Enns, Grau, Henke, Hoskin, Johnson, Kannady, Kirby, Leewright, Lockhart, Loring, McBride, McCullough, McPeak, Munson, Ortega, Osborn, Pruett, Renegar, Ritze, Shelton, Sherrer, Strohm, Tadlock, Thomsen, Wesselhoft, Wright, Young.--34.

The emergency failed.

Senate amendments were properly signed, in open session, and the above-numbered measure was referred for enrollment.

## **MESSAGES FROM THE SENATE**

Announcing that Enrolled **HB 2757** has been read at length for the fourth time and signed by the Presiding Officer of Senate, in open session.

The above measure was ordered transmitted to the Honorable Governor.

### **Conference requested**

Advising rejection of **HAs** to **SB 929** and requesting conference thereon, the Senate naming conferees later.

### **Concurrence in HAs**

Announcing the concurrence of Senate in **HAs** to **SBs 946, 1142** and **1488** and the passage of said measures, as amended thereby.

**CCRs SUBMITTED**

The conference committee report was read on the following measure:

**HB 2249**

**COMMITTEE REPORTS**

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

DO PASS:

**HB 3204** – Joint Committee on Appropriations and Budget

**HB 3206** – Joint Committee on Appropriations and Budget

**MESSAGES FROM THE GOVERNOR**

Advising of her approval of **HBs 1036, 1302, 2042, 2268, 2280, 2282, 2431, 2483, 2535, 2621, 2742, 2996, 3104** and **3202** on May 5, 2016.

Representative Hardin moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 1:30 p.m., Monday, May 9, 2016, which was the order.

Pursuant to the motion of Representative Hardin, the House was adjourned at 10:55 a.m., to reconvene Monday, May 9, 2016, at 1:30 p.m.