HOUSE JOURNAL

Second Regular Session of the Fifty-fifth Legislature

of the State of Oklahoma

Sixty-first Legislative Day, Wednesday, May 18, 2016

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

The roll was called with 101 Members present.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Campus Pastor Vince Parker, Life Church, Oklahoma City. Pastor Parker was sponsored by Representative Banz.

The Journal for the last legislative day was approved.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2398** was called up for consideration.

Coauthored by Representative(s) Munson, Osborn, Perryman, Hall, Hoskin, Cockroft, Lepak

Coauthored by Senator(s) Floyd

Upon motion of Representative Biggs, the **CCR** on **HB 2398** was adopted.

HB 2398, as amended in conference, was read at length for the fourth time and the roll was called on the measure and emergency as follows:

Aye: Banz, Bennett, Biggs, Billy, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cox, Denney, Derby, Dunlap, Dunnington, Faught, Fisher, Fourkiller, Griffith, Hall, Hardin, Hoskin, Johnson, Jordan, Joyner, Kannady, Kirby, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Morrissette, Munson, Murphey, Nelson, Newell, Nollan, O'Donnell,

Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Sears, Shelton, Shoemake, Stone, Strohm, Tadlock, Thomsen, Virgin, Walker, Wallace, Watson, Wesselhoft, Williams, Wood, Wright, Young, Mr. Speaker.--86.

Excused: Cooksey, Echols, Enns, Goodwin, Grau, Henke, Inman, Kern, Mulready, Murdock, Proctor, Sanders, Scott, Sherrer, Vaughan.--15.

The measure and emergency passed.

HB 2398, together with the conference committee report thereon, was ordered transmitted to the Honorable Senate.

Representative Thomsen Presiding

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2249** was called up for consideration.

Upon motion of Representative Renegar, the **CCR** on **HB 2249** was adopted.

HB 2249, as amended in conference, was read at length for the fourth time and the roll was called on the measure and emergency 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, Dunnington, Faught, Fisher, Fourkiller, Griffith, Hall, Hardin, Hoskin, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Morrissette, Mulready, Munson, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Sean), Rogers, Rousselot, Russ, Sears, Shelton, Shoemake, Stone, Strohm, Tadlock, Thomsen, Virgin, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Young, Mr. Speaker.--88.

Excused: Billy, Echols, Enns, Goodwin, Grau, Henke, Inman, Roberts (Dustin), Sanders, Scott, Sherrer, Vaughan, Williams.--13.

The measure and emergency passed.

HB 2249, together with the conference committee report thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2821** was called up for consideration.

Upon motion of Representative Denney, the **CCR** on **HB 2821** was adopted.

HB 2821, as amended in conference, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Banz, Biggs, Billy, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Dunlap, Dunnington, Echols, Fourkiller, Griffith, Hall, Hardin, Hoskin, Johnson, Jordan, Joyner, Kannady, Kirby, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin, McBride, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Morrissette, Mulready, Munson, Murdock, Nelson, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Scott, Sears, Shelton, Shoemake, Stone, Tadlock, Thomsen, Virgin, Walker, Wallace, Watson, Wood, Wright, Young, Mr. Speaker.--76.

Nay: Cleveland, Derby, Faught, Fisher, Kern, McCall, Moore, Murphey, Newell, Park, Ritze, Strohm, Wesselhoft.--13.

Excused: Bennett, Enns, Goodwin, Grau, Henke, Inman, Renegar, Rousselot, Sanders, Sherrer, Vaughan, Williams.--12.

The measure passed.

HB 2821, together with the conference committee report thereon, was ordered transmitted to the Honorable Senate.

RESOLUTION FOR CONSIDERATION

SCR 40 was called up for consideration.

Upon motion of Representative Ortega, **SCR 40** was considered and adopted.

SCR 40 was properly signed, in open session, by the Presiding Officer and ordered returned to the Honorable Senate.

RESOLUTION FOR CONSIDERATION

SCR 41 was called up for consideration.

Upon motion of Representative Ortega, **SCR 41** was considered and adopted.

SCR 41 was properly signed, in open session, by the Presiding Officer and ordered returned to the Honorable Senate.

RESOLUTION FOR CONSIDERATION

SCR 42 was called up for consideration.

Upon motion of Representative Ortega, **SCR 42** was considered and adopted.

SCR 42 was properly signed, in open session, by the Presiding Officer and ordered returned to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 3126** was called up for consideration.

Coauthored by Representative(s) Hoskin

Upon motion of Representative Cockroft, the **CCR** on **HB 3126** was adopted.

HB 3126, as amended in conference, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Banz, Biggs, Billy, Brown, Caldwell, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Derby, Dunlap, Dunnington, Griffith, Hall, Hardin, Hoskin, Johnson, Joyner, Kannady, Kirby, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McPeak, Morrissette, Mulready, Munson, Murdock, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Roberts (Dustin), Rogers, Rousselot, Russ, Scott, Sears, Sherrer, Shoemake, Stone, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wright, Young.--70.

Nay: Brumbaugh, Calvey, Echols, Faught, Jordan, Kern, McDaniel (Randy), Montgomery, Moore, Murphey, Ritze, Roberts (Sean), Shelton, Tadlock, Wesselhoft, Williams.--16.

Excused: Bennett, Christian, Denney, Enns, Fisher, Fourkiller, Goodwin, Grau, Henke, Inman, O’Donnell, Sanders, Strohm, Wood, Mr. Speaker.--15.

The measure passed.

HB 3126, together with the conference committee report thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2319** was called up for consideration.

Upon motion of Representative Loring, the **CCR** on **HB 2319** was adopted.

HB 2319, as amended in conference, was read at length for the fourth time and the roll was called on the measure 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, Faught, Fisher, Griffith, Hall, Hardin, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin, McBride, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Morrissette, Mulready, Munson, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Scott, Sears, Sherrer, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Williams, Wood, Wright, Young.--91.

Excused: Enns, Fourkiller, Goodwin, Grau, Henke, McCall, Ortega, Sanders, Shelton, Mr. Speaker.--10.

The measure passed.

HB 2319, together with the conference committee report thereon, was ordered transmitted to the Honorable Senate.

MOTION

Representative Proctor asked that the Journal reflect that had he been present in the Chamber, he would have voted aye on **HB 2398**, which was the order.

MOTION

Representative Murdock asked that the Journal reflect that had he been present in the Chamber, he would have voted aye on **HB 2398**, which was the order.

MOTION

Representative Inman asked that the Journal reflect that had he been present in the Chamber, he would have voted aye on **HBs 2398** and **2249**, which was the order.

MOTION

Representative Billy moved that the House stand in recess until 1:30 p.m., which was the order.

Representative Thomsen Presiding

RESOLUTION FOR CONSIDERATION

HR 1074 was called up for consideration.

Upon motion of Representative Ritze, **HR 1074** was considered and adopted.

HR 1074 was referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1065** was called up for consideration.

Representative Perryman asked a ruling of the Presiding Officer whether the **CCR** is germane to **HB 1065**.

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

Representative Nollan moved to suspend House Rule 7.19(c) for the purpose of allowing consideration of the **CCR** on **HB 1065**, which motion was declared adopted upon roll call as follows:

Aye: Banz, Bennett, Biggs, Billy, Brown, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Dunlap, Faught, Fisher, Goodwin, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin, McBride, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Morrissette, Mulready, Munson, Murdock, Murphey, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Sanders, Scott, Sears, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wright, Young, Mr. Speaker.--83.

Excused: Brumbaugh, Denney, Derby, Dunnington, Echols, Enns, Fourkiller, Kirby, McCall, McPeak, Nelson, Proctor, Shelton, Sherrer, Shoemake, Wesselhoft, Williams, Wood.--18.

Upon motion of Representative Nollan, the **CCR** on **HB 1065** was adopted.

HB 1065, as amended in conference, was read at length for the fourth time and the roll was called on the measure as follows:

Aye: Banz, Bennett, Biggs, Brown, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cox, Denney, Dunlap, Enns, Faught, Fisher, Fourkiller, Goodwin, Grau, Griffith, Hall, Henke, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Leewright, Lepak, Lockhart, Loring, Martin, McBride, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Morrissette, Mulready, Munson, Murdock, Murphey, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Sanders, Scott, Sears, Shelton, Sherrer, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Young, Mr. Speaker.--86.

Nay: Billy, Hardin.--2.

Excused: Brumbaugh, Cooksey, Derby, Dunnington, Echols, Kirby, Kouplen, McCall, McPeak, Nelson, Proctor, Shoemake, Williams.--13.

The measure passed.

HB 1065, together with the conference committee report thereon, was ordered transmitted to the Honorable Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 3164** was called up for consideration.

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

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

Representative Perryman 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, Biggs, Billy, Brumbaugh, Caldwell, Calvey, Casey, Cleveland, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Enns, Faught, Fisher, Grau, Hall, Hardin, Henke, Johnson, Jordan, Joyner, Kannady, Kern, Leewright, Lepak, Martin, McBride, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Murphey, Newell, O'Donnell, Osborn, Ownbey, Park,

Peterson, Pfeiffer, Ritze, Roberts (Dustin), Rogers, Russ, Sanders, Sears, Strohm, Thomsen, Vaughan, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--64.

Nay: Brown, Cannaday, Condit, Goodwin, Griffith, Hoskin, Inman, Kouplen, Lockhart, Loring, McPeak, Morrissette, Munson, Perryman, Pruett, Renegar, Rousselot, Scott, Shelton, Sherrer, Stone, Tadlock, Virgin, Williams, Young.--25.

Excused: Christian, Dunnington, Fourkiller, Kirby, McCall, McDaniel (Jeannie), Nelson, Nollan, Ortega, Proctor, Roberts (Sean), Shoemake.--12.

Upon motion of Representative McDaniel (Randy), the **CCR** on **HB 3164** was adopted upon a division of the question.

HB 3164, as amended in conference, was read at length for the fourth time.

Representative Stone moved to rescind the vote whereby the **CCR** on **HB 3164** was adopted.

Representative Derby moved to table the Stone motion, which tabling motion was declared adopted upon roll call as follows:

Aye: Banz, Billy, Brumbaugh, Caldwell, Calvey, Casey, Cleveland, Cockroft, Coody (Ann), Cooksey, Denney, Derby, Dunlap, Echols, Faught, Fisher, Grau, Hall, Hardin, Henke, Johnson, Jordan, Joyner, Kern, Leewright, Lepak, Martin, McBride, McCullough, McDaniel (Randy), Montgomery, Moore, Murdock, Murphey, Newell, Ownbey, Peterson, Pfeiffer, Ritze, Roberts (Dustin), Rogers, Russ, Sanders, Sears, Strohm, Thomsen, Vaughan, Walker, Wallace, Watson, Wesselhoft, Mr. Speaker.--52.

Nay: Cannaday, Condit, Fourkiller, Goodwin, Griffith, Hoskin, Inman, Kouplen, Lockhart, Loring, Morrissette, Munson, Perryman, Proctor, Renegar, Rousselot, Shelton, Sherrer, Shoemake, Stone, Tadlock, Virgin, Young.--23.

Excused: Bennett, Biggs, Brown, Christian, Coody (Jeff), Cox, Dunnington, Enns, Kannady, Kirby, McCall, McDaniel (Jeannie), McPeak, Mulready, Nelson, Nollan, O'Donnell, Ortega, Osborn, Park, Pruett, Roberts (Sean), Scott, Williams, Wood, Wright.--26.

Representative Proctor moved to suspend House Rule 7.19(e) for the purpose of allowing debate on Fourth Reading after there had been debate on the adoption of the **CCR**, which motion failed of adoption upon roll call as follows:

Aye: Cannaday, Condit, Cox, Goodwin, Griffith, Hoskin, Inman, Joyner, Kouplen, Loring, Morrissette, Munson, Perryman, Proctor, Renegar, Rousselot, Scott, Shelton, Sherrer, Shoemake, Stone, Tadlock.--22.

Nay: Banz, Biggs, Billy, Caldwell, Casey, Cleveland, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Denney, Derby, Dunlap, Faught, Fisher, Grau, Hall, Hardin, Henke, Johnson, Jordan, Kern, Lepak, Martin, McBride, McCullough, McDaniel (Randy),

Montgomery, Murdock, Murphey, Newell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Ritze, Roberts (Dustin), Rogers, Russ, Sanders, Sears, Strohm, Thomsen, Walker, Wallace, Wood, Mr. Speaker.--49.

Excused: Bennett, Brown, Brumbaugh, Calvey, Christian, Dunnington, Echols, Enns, Fourkiller, Kannady, Kirby, Leewright, Lockhart, McCall, McDaniel (Jeannie), McPeak, Moore, Mulready, Nelson, Nollan, O'Donnell, Pruett, Roberts (Sean), Vaughan, Virgin, Watson, Wesselhoft, Williams, Wright, Young.--30.

The roll was called on the measure as follows:

Aye: Banz, Biggs, Billy, Brown, Brumbaugh, Caldwell, Calvey, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Enns, Faught, Fisher, Grau, Griffith, Hall, Hardin, Henke, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Leewright, Lepak, Loring, Martin, McBride, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Murphey, Newell, Nollan, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Pruett, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Sears, Sherrer, Strohm, Tadlock, Thomsen, Vaughan, Walker, Wallace, Watson, Wesselhoft, Williams, Wood, Wright, Mr. Speaker.--75.

Nay: Cannaday, Fourkiller, Goodwin, Hoskin, Kouplen, Lockhart, McPeak, Morrissette, Munson, Proctor, Renegar, Rousselot, Scott, Shelton, Shoemake, Stone, Virgin, Young.--18.

Excused: Bennett, Dunnington, Echols, Kirby, McCall, McDaniel (Jeannie), Nelson, O'Donnell.--8.

The measure passed.

HB 3164, together with the conference committee report thereon, was ordered transmitted to the Honorable Senate.

MESSAGES FROM THE SENATE

Advising the signing of and transmitting for signature Enrolled **SCRs 40, 41** and **42**.

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

Conference requested

Advising rejection of **HAs** to **SB 688** and requesting conference thereon, the Senate naming conferees later.

Transmitting CCRs

Transmitting the following measure, together with the conference committee report thereon, advising adoption of conference committee report and passage of measure as amended.

SB 1496 - Remove as principal author Representative Hall and substitute with Representative McDaniel (Randy)

Conference committee report was read on the above-numbered measure.

Returning engrossed measure

Announcing the passage of **HB 3204**.

The above-numbered measure was referred for enrollment.

Concurrence in HAs

Announcing the concurrence of Senate in **HAs** to **SB 1282** and the passage of said measure, as amended thereby.

Further conference requested

Advising rejection of **2nd CCR** to **HB 1714** and requesting further conference thereon, the Senate naming same conferees as follows:

HB 1714 - Shaw, Sykes, Brown, Crain, Loveless, Floyd, Bass

Transmitting engrossed measure

As approved by the Joint Committee on Appropriations and Budget, advising passage and transmitting for consideration Engrossed **SB 1602**. The measure was introduced and read for the first time.

SB 1602 – By Jolley and Treat of the Senate and Sears and Casey of the House.
An Act relating to agency director qualifications; amending 10A O.S. 2011, Section 2-7-201, as amended by Section 1, Chapter 246, O.S.L. 2012 (10A O.S. Supp. 2015, Section 2-7-201), which relates to the Executive Director of the Office of Juvenile Affairs; amending 57 O.S. 2011, Section 506, as amended by Section 1, Chapter 267, O.S.L. 2012 (57 O.S. Supp. 2015, Section 506), which relates to the Director of Corrections; removing certain requirements relating to education and experience; and providing an effective date.

Transmitting enrolled measure

Advising fourth reading of and transmitting for signature Enrolled **SB 1282**.

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

Conferees named

Advising naming Senate Conferees as follows:

SB 688 - Bice, Newberry, Jolley, Holt, Bingman, Floyd, Bass

MOTION

Representative Billy moved that the House stand in recess until the Call of the Chair, which was the order.

Speaker Pro Tempore Denney Presiding

GENERAL ORDER

HB 3210 by Sears et al of the House and Jolley et al of the Senate was read and considered.

Representative Cox moved adoption of the Joint Committee Report on **HB 3210**, which motion was declared adopted.

Speaker Hickman Presiding

THIRD READING

HB 3210 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Billy, Caldwell, Casey, Christian, Cleveland, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Enns, Hall, Henke, Johnson, Jordan, Joyner, Kannady, Leewright, Lepak, Martin, McBride, Moore, Mulready, Murdock, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Peterson, Russ, Sears, Thomsen, Vaughan, Watson, Wood, Wright, Mr. Speaker.--40.

Nay: Biggs, Brown, Brumbaugh, Calvey, Cannaday, Cockroft, Condit, Derby, Dunlap, Dunnington, Echols, Faught, Fisher, Fourkiller, Goodwin, Griffith, Hardin, Hoskin, Inman,

Kern, Kirby, Kouplen, Lockhart, Loring, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Munson, Murphey, Nelson, Newell, Park, Perryman, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Sanders, Scott, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Virgin, Walker, Wallace, Wesselhoft, Williams, Young.--59.

Excused: Grau, Morrissette.--2.

Having failed to receive the required three-fourths vote, the measure failed. (Article V, Section 33(D), Oklahoma Constitution)

Representative Cox served notice to reconsider the vote whereby **HB 3210** failed.

FURTHER CONFERENCE GRANTED

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

HB 1714 – Conference Committee on Public Safety

MOTION

Representative Billy moved that the House stand in recess until 10:00 p.m., which was the order.

Speaker Hickman Presiding

MOTION EXPIRED

Time expired for consideration of the motion to reconsider the vote whereby the emergency failed on **HB 3205**.

HB 3205 was referred for engrossment.

MOTION EXPIRED

Time expired for consideration of the motion to reconsider the vote whereby the emergency failed on **HB 3208**.

HB 3208 was referred for engrossment.

FIRST READING

The following was introduced and read for the first time:

HB 3218 – By Sears and Casey of the House and Jolley and Treat of the Senate.

An Act relating to schools; amending 70 O.S. 2011, Section 1-116, as amended by Section 1, Chapter 124, O.S.L. 2014 (70 O.S. Supp. 2015, Section 1-116), which relates to definitions of positions in a school system; amending 70 O.S. 2011, Section 6-101.3, as last amended by Section 1 of Enrolled House Bill No. 2957 of the 2nd Session of the 55th Oklahoma Legislature, which relates to teacher definitions; modifying definitions; deleting definition; amending 70 O.S. 2011, Sections 1210.507, as last amended by Section 7, Chapter 430, O.S.L. 2014 and 1210.508, as last amended by Section 8, Chapter 430, O.S.L. 2014 (70 O.S. Supp. 2015, Sections 1210.507 and 1210.508), which relate to the Oklahoma School Testing Program Act; changing the word test to assessment; requiring the State Board of Education to administer assessments by certain means; authorizing school districts to select the means for administering assessments; directing the Board to adopt a statewide system of student assessments by a certain date; requiring system to be aligned with certain standards; requiring the Board to issue request for proposals for assessments and adopt assessments from selected proposals; providing for administration of selected assessments for a certain period beginning during certain school year; listing certain criteria for assessments; specifying assessment subjects to be administered during certain school years; allowing certain types of assessments to be included in the statewide student assessment system; requiring students to take certain assessments in order to graduate from high school; requiring students to meet certain other high school graduation requirements adopted by the Board; directing school districts to adopt an assessment plan for certain students; directing the Board to promulgate rules to ensure that certain transferred students can be awarded a standard diploma; requiring assessments scores to be reported on the high school transcript of students; modifying remediation requirement; deleting requirement to administer certain criterion-referenced tests; deleting requirement to administer certain end-of-instruction tests; deleting certain retake requirements; deleting requirement to report end-of-instruction test scores on high school transcripts; deleting arts assessment requirements and reports; changing references from criterion-referenced tests and end-of-instruction tests to assessments; adding date for reporting preliminary results; modifying uses of certain data; deleting certain coordination requirement; changing duty of the Board to set the testing window dates; deleting certain testing window requirements; changing date for reporting certain results; deleting authorization to participate in a multistate or multigovernmental cooperative; requiring the Board to study and develop assessments requirements in conjunction with certain entities; specifying certain criteria to be included in the assessment requirements; requiring an opportunity for public comment; directing the Board to make a report by a certain date; requiring the Board to adopt the assessment requirements by a certain date; making the assessment requirements subject to legislative review; requiring submission of requirements to certain persons by certain date; providing process for legislative review and approval; allowing the Board to revise or adopt new requirements and submit for legislative review; establishing assessment requirements if requirements are not approved; considering requirements final agency rules upon final approval; requiring submission of requirements to the Secretary of State and certain publication; exempting certain joint resolutions from regular legislative cutoff dates; amending 70 O.S. 2011, Sections 1210.508B, as amended by Section 9, Chapter 430,

O.S.L. 2014 and 1210.508C, as last amended by Section 1, Chapter 364, O.S.L. 2015 (70 O.S. Supp. 2015, Sections 1210.508B and 1210.508C), which relate to the Reading Sufficiency Act; amending 70 O.S. 2011, Section 1210.515, as amended by Section 1, Chapter 337, O.S.L. 2013 (70 O.S. Supp. 2015, Section 1210.515), which relates to reading ability required for a driver license or permit; amending 70 O.S. 2011, Section 1210.541, as last amended by Section 1, Chapter 163, O.S.L. 2014 (70 O.S. Supp. 2015, Section 1210.541), which relates to student performance levels and cut scores; amending 70 O.S. 2011, Section 1210.545, as last amended by Section 1, Chapter 362, O.S.L. 2015 (70 O.S. Supp. 2015, Section 1210.545), which relates to annual reports of the Oklahoma School Testing Program; changing references from criterion-referenced tests and end-of-instruction tests to assessments; clarifying statutory language; updating statutory citation; directing the State Department of Education to include certain explanation in school report cards during certain years; requiring the Department to issue school report cards using certain data; repealing 70 O.S. 2011, Sections 1210.506 and 1210.508-1, which relate to the Oklahoma School Testing Program Act; repealing 70 O.S. 2011, Sections 1210.521, 1210.522, 1210.523, as last amended by Section 26, Chapter 4, O.S.L. 2014, 1210.525 and 1210.526, as last amended by Section 2 of Enrolled Senate Bill No. 1105 of the 2nd Session of the 55th Oklahoma Legislature (70 O.S. Supp. 2015, Section 1210.523), which relate to the Achieving Classroom Excellence Act of 2005; providing for noncodification; providing an effective date; and declaring an emergency.

CCRs SUBMITTED

The conference committee reports were read on the following measures:

HB 2777
HB 2982
HB 3119
HB 3159

MESSAGES FROM THE GOVERNOR

Advising of her approval of **HB 2599** on May 18, 2016.

Representative Nelson moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 9:00 a.m., Thursday, May 19, 2016, which was the order.

Pursuant to the motion of Representative Nelson, the House was adjourned at 10:00 p.m., to reconvene Thursday, May 19, 2016, at 9:00 a.m.