

# HOUSE JOURNAL

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

**of the State of Oklahoma**

**Sixty-sixth Legislative Day, Wednesday, May 25, 2016**

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

The roll was called with 100 Members present.

The following Member was excused: Enns.—1.

The Speaker Pro Tempore declared a quorum present.

Prayer was offered by Director Patty Graham, Rose of Sharon Expressions, Edmond. Director Graham was sponsored by Representative Murphey.

The Journal for the last legislative day was approved.

## **ENGROSSED AND ENROLLED MEASURES**

**HBs 1065, 1116, 2249, 2261, 2273, 2646, 2797, 3205 and 3208** were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

## **MOTION**

Representative Hardin moved that the House stand in recess until 11:15 a.m., which was the order.

**Representative Newell Presiding****PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 398** was called up for consideration.

Coauthored by Representative(s) Kern, Sherrer

Upon motion of Representative Roberts (Dustin), the **CCR** on **SB 398** was adopted.

**SB 398**, 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, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Dunnington, Echols, Faught, Fisher, Fourkiller, Goodwin, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Inman, Johnson, Joyner, Kannady, Kern, Kirby, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Morrissette, Mulready, Munson, Murdock, Murphey, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Sanders, Scott, Sears, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Wesselhoft, Williams, Wood, Wright, Young, Mr. Speaker.--92.

Excused: Bennett, Christian, Enns, Jordan, McBride, McCall, Nelson, Peterson, Watson.--9.

The measure passed.

**SB 398**, together with the conference committee report thereon, was ordered returned to the Honorable Senate.

**MESSAGES FROM THE SENATE**

Announcing that Enrolled **HBs 1065, 1116, 2249, 2261, 2273, 2646, 2797, 3205** and **3208** have been read at length for the fourth time and signed by the Presiding Officer of Senate, in open session.

The above measures were ordered transmitted to the Honorable Governor.

## GENERAL ORDER

**HB 3231** by Sears et al of the House and Jolley et al of the Senate was read and considered.

Upon request of Representative Sears, **HB 3231** was laid over.

## MOTION

Representative Billy moved to suspend House Rule 7.15 for the purpose of hearing **CCRs** immediately upon recess, which motion was declared adopted upon roll call as follows:

Aye: Bennett, Biggs, Billy, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Denney, Derby, Dunlap, Dunnington, Echols, Faught, Fourkiller, Goodwin, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Johnson, Joyner, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin, McBride, McCall, McCullough, McDaniel (Randy), McPeak, Montgomery, Moore, Munson, Murdock, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Park, Perryman, Peterson, Pfeiffer, Pruett, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Sanders, Scott, Sears, Sherrer, Shoemake, Tadlock, Thomsen, Virgin, Walker, Wallace, Watson, Wood, Wright, Mr. Speaker.--75.

Nay: McDaniel (Jeannie), Murphey, Proctor, Renegar, Ritze, Shelton, Strohm, Young.--8.

Excused: Banz, Brown, Cooksey, Cox, Enns, Fisher, Inman, Jordan, Kannady, Kern, Kirby, Morrissette, Mulready, Ownbey, Stone, Vaughan, Wesselhoft, Williams.--18.

## MOTION

Representative Billy moved that the House stand in recess until 2:00 p.m., which was the order.

## Speaker Pro Tempore Denney Presiding

## GENERAL ORDER

**HB 3231** by Sears et al of the House and Jolley et al of the Senate as read, considered and laid over was called up for further consideration.

Representative Sears moved adoption of the Joint Committee Report on **HB 3231**, which motion was declared adopted.

**THIRD READING**

**HB 3231** 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, Cleveland, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Dunlap, Echols, Faught, Grau, Hall, Hardin, Henke, Johnson, Jordan, Joyner, Kannady, Leewright, Lepak, Martin, McBride, McCall, McCullough, McDaniel (Randy), Mulready, Murdock, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Sears, Thomsen, Vaughan, Walker, Wallace, Watson, Wood, Wright, Mr. Speaker.--56.

Nay: Brown, Cannaday, Cockroft, Condit, Derby, Dunnington, Fisher, Fourkiller, Goodwin, Griffith, Hoskin, Inman, Kern, Kouplen, Lockhart, Loring, McDaniel (Jeannie), McPeak, Montgomery, Moore, Morrisette, Munson, Murphey, Proctor, Renegar, Ritze, Rousselot, Scott, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Virgin, Wesselhoft, Williams, Young.--38.

Excused: Bennett, Brumbaugh, Christian, Enns, Kirby, Pruett.--6.

Constitutional Priv: Perryman.--1.

The measure passed.

Representative Sears served notice to reconsider the vote whereby **HB 3231** passed.

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

Aye: Banz, Biggs, Billy, Caldwell, Calvey, Casey, Cleveland, Cockroft, Coody (Ann), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Faught, Grau, Hall, Hardin, Henke, Johnson, Jordan, Joyner, Kannady, Leewright, Lepak, Martin, McCall, McCullough, McDaniel (Randy), Moore, Mulready, Murdock, Nelson, Newell, Nollan, O'Donnell, Osborn, Park, Peterson, Pfeiffer, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Sears, Vaughan, Walker, Wallace, Watson, Wood, Wright, Mr. Speaker.--54.

Nay: Brown, Brumbaugh, Cannaday, Condit, Dunnington, Fourkiller, Goodwin, Griffith, Hoskin, Inman, Kern, Kouplen, Loring, McDaniel (Jeannie), McPeak, Montgomery, Morrisette, Munson, Murphey, Proctor, Renegar, Ritze, Rousselot, Scott, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Virgin, Wesselhoft, Williams, Young.--34.

Excused: Bennett, Christian, Coody (Jeff), Enns, Fisher, Kirby, Lockhart, McBride, Ortega, Ownbey, Pruett, Thomsen.--12.

Constitutional Priv: Perryman.--1.

The emergency failed.

Representative Sears served notice to reconsider the vote whereby the emergency failed on **HB 3231**.

## **MESSAGES FROM THE SENATE**

As approved by the Joint Committee on Appropriations and Budget, advising passage and transmitting for consideration Engrossed **SB 1616**.

The measure was introduced and read for the first time.

**SB 1616** – By Jolley, Treat and Sharp of the Senate and Sears and Casey of the House.

An Act relating to general appropriations for the expenses of various agencies of the executive, legislative and judicial departments of the state; defining terms; stating legislative intent; summarizing appropriated funds; summarizing dedicated funds; summarizing interagency funds; summarizing other funds; providing totals; making appropriations to the State Board of Education, the Oklahoma Arts Council, the State Board of Career and Technology Education, the Office of Educational Quality and Accountability, the Oklahoma Educational Television Authority, the Oklahoma State Regents for Higher Education, the Commissioners of the Land Office, the Oklahoma Department of Libraries, the Physician Manpower Training Commission, the Board of Trustees of the Oklahoma School of Science and Mathematics, the Oklahoma Center for the Advancement of Science and Technology, the Office of the State Auditor and Inspector, the Office of the State Bond Advisor, the State Election Board, the Oklahoma Department of Emergency Management, the Ethics Commission, the Office of the Governor, the Oklahoma House of Representatives, the Legislative Service Bureau, the Office of the Lieutenant Governor, the Office of Management and Enterprise Services, the Oklahoma Merit Protection Commission, the Military Department of the State of Oklahoma, the Oklahoma State Senate, the Oklahoma Tax Commission, the Office of the State Treasurer, the Oklahoma Space Industry Development Authority, the Department of Transportation, the State Department of Health, the Oklahoma Health Care Authority, the J.D. McCarty Center for Children with Developmental Disabilities, the Department of Mental Health and Substance Abuse Services, the Oklahoma State University Medical Authority, the University Hospitals Authority, the Oklahoma Department of Veterans Affairs, the Oklahoma Commission on Children and Youth, the Office of Disability Concerns, the Department of Human Services, the Office of Juvenile Affairs, the State Department of Rehabilitation Services, the Oklahoma Department of Agriculture, Food, and Forestry, the Oklahoma Department of Commerce, the Rural Economic Action Plan Fund, the Oklahoma Conservation Commission, the Corporation Commission, the Department of Environmental Quality, the Oklahoma Historical Society, the Oklahoma Horse Racing Commission, the J.M. Davis Memorial Commission, the Department of Labor, the Department of Mines, the Oklahoma Tourism and Recreation Department, the Oklahoma Water Resources Board, the Alcoholic Beverage Laws Enforcement Commission, the Department of Corrections, the Office of the State Fire Marshal, the Oklahoma State Bureau of Investigation, the Council on Law Enforcement Education and Training, the Board of Medicolegal Investigations, the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control, the Department of

Public Safety, the Office of the Attorney General, the Court of Criminal Appeals, district attorneys and the District Attorneys Council, the Supreme Court, the Oklahoma Indigent Defense System, the Pardon and Parole Board and the Special Cash Fund; stating amounts of the appropriations; stating purposes and restrictions; authorizing and requiring certain expenditures; authorizing and requiring certain transfers; providing for noncodification; and providing effective dates.

### **Transmitting CCRs**

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

**SB 1070**

**SB 1156**, Coauthored by Senator Pittman

**SB 1202**

**SB 1554**

Conference committee reports were read on the above-numbered measures.

### **Returning CCRs**

Returning **HBs 2553** and **3103** together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended.

The above-numbered measures, as amended by the conference committee reports, were referred for enrollment.

### **Returning engrossed measures**

Announcing the passage of **HBs 3218**, Remove as author Senator Jolley; authored by Senator Bingman, coauthored by Senator Brown and **3219**.

The above-numbered measures were referred for enrollment.

### **GENERAL ORDER**

**HB 3221** by Sears et al of the House and Jolley et al of the Senate was read and considered.

Representative Sears moved adoption of the Joint Committee Report on **HB 3221**, which motion was declared adopted.

### THIRD READING

**HB 3221** 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, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Faught, Grau, Hall, Hardin, Henke, Johnson, Joyner, Kannady, Kirby, Leewright, Lepak, Martin, McBride, McCall, McCullough, McDaniel (Randy), Montgomery, Mulready, Murdock, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Sears, Thomsen, Vaughan, Walker, Wallace, Watson, Wood, Wright, Mr. Speaker.--58.

Nay: Bennett, Brown, Brumbaugh, Cannaday, Cleveland, Condit, Dunnington, Fisher, Goodwin, Griffith, Hoskin, Inman, Jordan, Kern, Kouplen, Loring, McDaniel (Jeannie), Morrissette, Munson, Murphey, Perryman, Proctor, Renegar, Ritze, Rousselot, Scott, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Virgin, Wesselhoft, Williams, Young.--36.

Excused: Christian, Enns, Fourkiller, Lockhart, McPeak, Moore, Pruett.--7.

The measure passed.

Representative Sears served notice to reconsider the vote whereby **HB 3221** passed.

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

Aye: Banz, Biggs, Billy, Caldwell, Calvey, Casey, Cleveland, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Faught, Grau, Hall, Hardin, Henke, Johnson, Jordan, Kannady, Leewright, Lepak, Martin, McBride, McCall, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Nelson, Newell, Nollan, O'Donnell, Osborn, Ownbey, Park, Peterson, Pfeiffer, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Sears, Vaughan, Walker, Wallace, Watson, Wood, Wright, Mr. Speaker.--57.

Nay: Bennett, Brown, Brumbaugh, Cannaday, Condit, Dunnington, Fisher, Fourkiller, Goodwin, Griffith, Hoskin, Inman, Kern, Kouplen, Loring, McDaniel (Jeannie), McPeak, Morrissette, Munson, Murphey, Perryman, Proctor, Pruett, Renegar, Ritze, Rousselot, Scott, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Virgin, Wesselhoft, Williams, Young.--37.

Excused: Christian, Enns, Joyner, Kirby, Lockhart, Ortega, Thomsen.--7.

The emergency failed.

Representative Sears served notice to reconsider the vote whereby the emergency failed on **HB 3221**.

**RECONSIDERATION**

Representative Sears moved to reconsider the vote whereby **HB 3231** passed.

Representative Johnson moved to table the Sears motion, which tabling motion prevailed upon roll call as follows:

Aye: Banz, Biggs, Billy, Brumbaugh, Calvey, Casey, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Denney, Derby, Dunlap, Echols, Faught, Grau, Hall, Hardin, Henke, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Leewright, Lepak, Martin, McBride, McCall, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Sears, Strohm, Vaughan, Walker, Wallace, Watson, Wood, Wright, Mr. Speaker.--60.

Nay: Cannaday, Cleveland, Condit, Dunnington, Fourkiller, Goodwin, Hoskin, Inman, Kouplén, Lockhart, Loring, McDaniel (Jeannie), McPeak, Morrisette, Munson, Murphey, Proctor, Pruett, Renegar, Ritze, Rousselot, Shelton, Sherrer, Shoemake, Stone, Tadlock, Virgin, Wesselhoft, Young.--29.

Excused: Bennett, Brown, Caldwell, Christian, Cox, Enns, Fisher, Griffith, Perryman, Scott, Thomsen, Williams.--12.

**RECONSIDERATION**

Representative Sears moved to reconsider the vote whereby the emergency failed on **HB 3231**.

Representative Johnson moved to table the Sears motion, which tabling motion prevailed upon roll call as follows:

Aye: Biggs, Billy, Caldwell, Calvey, Casey, Cockroft, Coody (Ann), Coody (Jeff), Denney, Dunlap, Faught, Grau, Henke, Johnson, Jordan, Kannady, Leewright, Lepak, Martin, McBride, McCall, McCullough, McDaniel (Randy), Montgomery, Murdock, Newell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Sears, Shelton, Thomsen, Walker, Wallace, Watson, Wood, Wright, Mr. Speaker.--46.

Nay: Brumbaugh, Cannaday, Condit, Fisher, Fourkiller, Goodwin, Griffith, Hoskin, Inman, Kern, Kouplén, Lockhart, Loring, McPeak, Morrisette, Munson, Murphey, Perryman, Proctor, Pruett, Ritze, Rousselot, Scott, Sherrer, Shoemake, Stone, Tadlock, Virgin, Wesselhoft, Williams, Young.--31.

Excused: Banz, Bennett, Brown, Christian, Cleveland, Cooksey, Cox, Derby, Dunnington, Echols, Enns, Hall, Hardin, Joyner, Kirby, McDaniel (Jeannie), Moore, Mulready, Nelson, Nollan, O'Donnell, Renegar, Strohm, Vaughan.--24.

**HB 3231** was referred for engrossment.

## RECONSIDERATION

Representative Sears moved to reconsider the vote whereby **HB 3221** passed.

Representative Johnson moved to table the Sears motion, which tabling motion prevailed upon roll call as follows:

Aye: Banz, Billy, Brumbaugh, Caldwell, Casey, Coody (Ann), Cooksey, Cox, Denney, Dunlap, Echols, Faught, Hall, Hardin, Henke, Johnson, Joyner, Kern, Leewright, Lepak, Martin, McCall, McCullough, McDaniel (Randy), Moore, Mulready, Murdock, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Roberts (Sean), Rogers, Russ, Sanders, Sears, Shelton, Thomsen, Wood, Wright, Mr. Speaker.--47.

Nay: Biggs, Cannaday, Condit, Fourkiller, Goodwin, Inman, Kouplen, Loring, McPeak, Morrisette, Munson, Perryman, Proctor, Pruett, Renegar, Ritze, Scott, Sherrer, Shoemake, Stone, Tadlock, Virgin, Young.--23.

Excused: Bennett, Brown, Calvey, Christian, Cleveland, Cockroft, Coody (Jeff), Derby, Dunnington, Enns, Fisher, Grau, Griffith, Hoskin, Jordan, Kannady, Kirby, Lockhart, McBride, McDaniel (Jeannie), Montgomery, O'Donnell, Roberts (Dustin), Rousselot, Strohm, Vaughan, Walker, Wallace, Watson, Wesselhoft, Williams.--31.

## RECONSIDERATION

Representative Sears moved to reconsider the vote whereby the emergency failed on **HB 3221**.

Representative Johnson moved to table the Sears motion, which tabling motion prevailed upon roll call as follows:

Aye: Banz, Bennett, Billy, Brumbaugh, Caldwell, Calvey, Casey, Christian, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Denney, Dunlap, Echols, Faught, Fisher, Hardin, Henke, Johnson, Jordan, Joyner, Kannady, Kern, Leewright, Lepak, Martin, McCullough, McDaniel (Randy), Moore, Murphey, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Roberts (Dustin), Sanders, Sears, Shelton, Strohm, Vaughan, Walker, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--49.

Nay: Biggs, Cannaday, Condit, Fourkiller, Hoskin, McPeak, Morrisette, Munson, Perryman, Proctor, Pruett, Renegar, Ritze, Sherrer, Stone, Tadlock, Young.--17.

Excused: Brown, Cleveland, Cox, Derby, Dunnington, Enns, Goodwin, Grau, Griffith, Hall, Inman, Kirby, Kouplén, Lockhart, Loring, McBride, McCall, McDaniel (Jeannie), Montgomery, Mulready, Murdock, Nelson, Newell, Nollan, O'Donnell, Roberts (Sean), Rogers, Rousselot, Russ, Scott, Shoemake, Thomsen, Virgin, Wallace, Williams.--35.

**HB 3221** was referred for engrossment.

## RECONSIDERATION

Representative Ownbey moved to reconsider the vote whereby **SB 1602** failed.

Representative Williams moved to table the Ownbey motion, which tabling motion failed upon a division of the question.

Representative Ownbey pressed his motion to reconsider **SB 1602**, which motion was declared adopted upon roll call as follows:

Aye: Banz, Bennett, Biggs, Billy, Caldwell, Calvey, Casey, Cleveland, Cockroft, Coody (Ann), Cooksey, Cox, Dunlap, Echols, Faught, Grau, Hall, Henke, Kannady, Kirby, Leewright, Lepak, Martin, McBride, McCall, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Peterson, Pfeiffer, Roberts (Dustin), Roberts (Sean), Russ, Sanders, Scott, Sears, Thomsen, Vaughan, Walker, Wallace, Watson, Wood, Wright, Mr. Speaker.--52.

Nay: Brown, Brumbaugh, Cannaday, Condit, Coody (Jeff), Derby, Dunnington, Fisher, Goodwin, Griffith, Hardin, Hoskin, Inman, Johnson, Joyner, Kern, Kouplén, Loring, McDaniel (Jeannie), McPeak, Morrisette, Munson, Murdock, Murphey, Park, Perryman, Pruett, Renegar, Ritze, Sherrer, Shoemake, Stone, Strohm, Tadlock, Virgin, Wesselhoft, Williams, Young.--38.

Excused: Christian, Denney, Enns, Fourkiller, Jordan, Lockhart, O'Donnell, Proctor, Rogers, Rousselot, Shelton.--11.

## THIRD READING

**SB 1602** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Billy, Caldwell, Calvey, Casey, Christian, Cleveland, Cockroft, Coody (Ann), Cooksey, Cox, Denney, Dunlap, Echols, Faught, Grau, Hall, Henke, Kannady, Kirby, Leewright, Lepak, Martin, McBride, McCall, McCullough, McDaniel (Randy), Moore, Mulready, Murdock, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Peterson, Pfeiffer, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Sanders, Sears, Thomsen, Vaughan, Walker, Wallace, Watson, Wood, Wright, Mr. Speaker.--56.

Nay: Brown, Brumbaugh, Cannaday, Condit, Coody (Jeff), Derby, Dunnington, Fisher, Fourkiller, Goodwin, Griffith, Hardin, Hoskin, Inman, Johnson, Jordan, Joyner, Kern, Kouplen, Lockhart, Loring, McDaniel (Jeannie), McPeak, Montgomery, Morrisette, Munson, Murphey, Park, Perryman, Pruett, Renegar, Ritze, Scott, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Virgin, Wesselhoft, Williams, Young.--43.

Excused: Enns, Proctor.--2.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **HB 1602** and ordered same returned to the Honorable Senate.

## **RECONSIDERATION**

Representative Kannady moved to reconsider the vote whereby **HB 3220** failed, which motion prevailed upon roll call as follows:

Aye: Banz, Bennett, Biggs, Billy, Brown, Caldwell, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Echols, Faught, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Johnson, Jordan, Joyner, Kannady, Kirby, Leewright, Lepak, Lockhart, Loring, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Morrisette, Mulready, Munson, Murdock, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Pruett, Renegar, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Sanders, Scott, Sears, Shelton, Sherrer, Shoemake, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wood, Wright, Young, Mr. Speaker.--82.

Nay: Brumbaugh, Calvey, Dunlap, Dunnington, Fisher, Fourkiller, Kern, Kouplen, Murphey, Proctor, Ritze, Stone, Strohm, Wesselhoft, Williams.--15.

Excused: Christian, Enns, Goodwin, Inman.--4.

## **Representative Grau Presiding**

## **THIRD READING**

**HB 3220** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Bennett, Biggs, Billy, Brown, Caldwell, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Denney, Derby, Echols, Faught, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Inman, Johnson, Kannady, Kirby, Leewright, Lepak, Loring, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel

(Randy), Montgomery, Mulready, Munson, Murdock, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Pruett, Renegar, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Sanders, Scott, Sears, Sherrer, Shoemake, Tadlock, Thomsen, Vaughan, Virgin, Wallace, Watson, Wood, Wright, Mr. Speaker.--72.

Nay: Brumbaugh, Calvey, Dunlap, Dunnington, Fisher, Goodwin, Jordan, Kern, Kouplen, Moore, Morrissette, Murphey, Proctor, Ritze, Stone, Strohm, Walker, Wesselhoft, Williams, Young.--20.

Excused: Banz, Cox, Enns, Fourkiller, Joyner, Lockhart, McPeak, Russ, Shelton.--9.

The measure passed.

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

Aye: Banz, Bennett, Biggs, Caldwell, Cannaday, Casey, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Faught, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Inman, Johnson, Joyner, Kannady, Kirby, Leewright, Lepak, Lockhart, Loring, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Morrissette, Mulready, Munson, Murdock, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Pruett, Renegar, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Sanders, Scott, Sears, Sherrer, Shoemake, Tadlock, Thomsen, Vaughan, Virgin, Wallace, Watson, Wood, Mr. Speaker.--76.

Nay: Brumbaugh, Calvey, Dunnington, Fisher, Goodwin, Jordan, Kern, Kouplen, Murphey, Proctor, Stone, Strohm, Walker, Wesselhoft, Williams, Young.--16.

Excused: Billy, Brown, Christian, Enns, Fourkiller, Nelson, Ritze, Shelton, Wright.--9.

The emergency passed.

**HB 3220** was referred for engrossment.

## **GENERAL ORDER**

**SB 1610** by Jolley et al of the Senate and Sears et al of the House was read and considered.

Representative Loring moved adoption of the Joint Committee Report on **SB 1610**, which motion was declared adopted.

### THIRD READING

**SB 1610** was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Billy, Brown, Caldwell, Cannaday, Casey, Christian, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Echols, Faught, Fourkiller, Griffith, Hardin, Henke, Hoskin, Inman, Joyner, Kannady, Kirby, Leewright, Lepak, Lockhart, Loring, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Mulready, Munson, Murdock, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Perryman, Peterson, Pfeiffer, Pruett, Renegar, Roberts (Dustin), Roberts (Sean), Rousselot, Sanders, Scott, Sears, Shoemake, Tadlock, Thomsen, Vaughan, Wallace, Watson, Wood, Wright, Mr. Speaker.--68.

Nay: Brumbaugh, Calvey, Cleveland, Cockroft, Dunlap, Dunnington, Fisher, Goodwin, Grau, Johnson, Jordan, Kern, Moore, Morrissette, Murphey, Park, Proctor, Ritze, Rogers, Russ, Shelton, Sherrer, Stone, Virgin, Walker, Wesselhoft, Williams, Young.--28.

Excused: Enns, Hall, Kouplén, Nelson, Strohm.--5.

The measure passed.

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

Aye: Banz, Bennett, Biggs, Billy, Brown, Brumbaugh, Caldwell, Cannaday, Casey, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Faught, Fourkiller, Grau, Griffith, Hardin, Henke, Inman, Jordan, Joyner, Kannady, Kirby, Kouplén, Leewright, Lepak, Lockhart, Loring, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Mulready, Munson, Murdock, Newell, Nollan, O'Donnell, Ortega, Osborn, Perryman, Peterson, Pfeiffer, Pruett, Renegar, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Sanders, Scott, Sears, Shoemake, Tadlock, Thomsen, Vaughan, Virgin, Wallace, Watson, Wood, Wright, Mr. Speaker.--73.

Nay: Calvey, Dunnington, Fisher, Goodwin, Hoskin, Johnson, Kern, McPeak, Morrissette, Murphey, Park, Proctor, Ritze, Russ, Shelton, Sherrer, Stone, Walker, Wesselhoft, Williams, Young.--21.

Excused: Christian, Cleveland, Enns, Hall, Nelson, Ownbey, Strohm.--7.

The emergency passed.

The Presiding Officer signed Engrossed **SB 1610** and ordered same returned to the Honorable Senate.

**GENERAL ORDER**

**SB 1614** by Jolley et al of the Senate and Sears et al of the House was read and considered.

Representative Brumbaugh moved adoption of the Joint Committee Report on **SB 1614**, which motion was declared adopted.

**THIRD READING**

**SB 1614** 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, Casey, Christian, Cleveland, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Faught, Fisher, Grau, Griffith, Hall, Hardin, Henke, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Leewright, Lepak, Lockhart, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Mulready, Munson, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Scott, Sears, Shelton, Strohm, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Williams, Mr. Speaker.--76.

Nay: Brown, Calvey, Cannaday, Condit, Fourkiller, Goodwin, Hoskin, Inman, Kouplun, Loring, McPeak, Moore, Morrissette, Pruett, Renegar, Rousselot, Sherrer, Shoemake, Stone, Tadlock, Wood, Young.--22.

Excused: Dunnington, Enns, Wright.--3.

The measure passed.

The Presiding Officer signed, in open session, Engrossed **SB 1614** and ordered same returned to the Honorable Senate.

**PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 2397** was called up for consideration.

Coauthored by Representative(s) Hoskin, Lepak

Representative Perryman asked a ruling of the Presiding Officer whether Sections 3 and 4 of the **CCR** on **HB 2397** are germane to the engrossed version of the bill.

The Presiding Officer ruled that Section 3 is germane but Section 4 is not germane and therefore not in order for consideration. The point was well taken.

Representative Dunlap moved to suspend House Rule 7.19(c) for the purpose of allowing consideration of the **CCR** on **HB 2397**, which motion was declared adopted upon roll call as follows:

Aye: Banz, Bennett, Billy, Brown, Brumbaugh, Caldwell, Calvey, Casey, Cleveland, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Faught, Grau, Hall, Hardin, Hoskin, Johnson, Jordan, Joyner, Kannady, Kern, Leewright, Lepak, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Morrisette, Mulready, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Pruett, Ritze, Roberts (Dustin), Roberts (Sean), Russ, Sears, Sherrer, Strohm, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wood, Wright, Mr. Speaker.--69.

Nay: Cannaday, Condit, Dunnington, Fourkiller, Goodwin, Griffith, Inman, Kouplén, Lockhart, Loring, McPeak, Munson, Perryman, Proctor, Renegar, Rousselot, Scott, Shoemaker, Stone, Tadlock, Williams, Young.--22.

Excused: Biggs, Christian, Enns, Fisher, Henke, Kirby, Rogers, Sanders, Shelton, Wesselhoft.--10.

Upon motion of Representative Dunlap, the **CCR** on **HB 2397** was adopted.

**HB 2397**, 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, Billy, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Echols, Faught, Fourkiller, Goodwin, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Lepak, Lockhart, Loring, Martin, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Morrisette, Munson, Murdock, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Scott, Sears, Shelton, Sherrer, Stone, Strohm, Vaughan, Virgin, Walker, Wallace, Watson, Wood, Young, Mr. Speaker.--82.

Nay: Biggs, Cleveland, Kouplén, Mulready, Proctor, Rousselot, Shoemaker, Tadlock, Williams.--9.

Excused: Christian, Dunnington, Enns, Fisher, Leewright, McBride, O'Donnell, Thomsen, Wesselhoft, Wright.--10.

The measure passed.

**HB 2397**, together with the conference committee report thereon, was ordered transmitted to the Honorable Senate.

**GENERAL ORDER**

**SB 1609** by Jolley et al of the Senate and Sears et al of the House was read and considered.

Representative Bennett moved adoption of the Joint Committee Report on **SB 1609**, which motion was declared adopted.

**THIRD READING**

**SB 1609** 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, Cleveland, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Dunlap, Echols, Faught, Grau, Hall, Hardin, Henke, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Leewright, Lepak, Martin, McBride, McCall, McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Sears, Tadlock, Thomsen, Vaughan, Walker, Wallace, Watson, Wesselhoft, Wood, Mr. Speaker.--64.

Nay: Cannaday, Condit, Derby, Dunnington, Fourkiller, Goodwin, Griffith, Hoskin, Inman, Kouplen, Lockhart, Loring, McCullough, McDaniel (Jeannie), McPeak, Morrisette, Munson, Perryman, Proctor, Pruett, Renegar, Ritze, Rousselot, Scott, Shelton, Sherrer, Shoemake, Stone, Strohm, Virgin, Williams, Young.--32.

Excused: Brown, Christian, Enns, Fisher, Wright.--5.

The measure passed.

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

Aye: Banz, Bennett, Biggs, Billy, Caldwell, Calvey, Casey, Cleveland, Cockroft, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Dunlap, Echols, Faught, Grau, Hall, Hardin, Henke, Johnson, Jordan, Kern, Kirby, Leewright, Lepak, Martin, McBride, McCall, McCullough, McDaniel (Randy), Montgomery, Moore, Mulready, Murdock, Murphey, Nelson, Newell, Nollan, O'Donnell, Ortega, Osborn, Ownbey, Park, Peterson, Pfeiffer, Roberts (Dustin), Roberts (Sean), Rogers, Russ, Sanders, Sears, Thomsen, Vaughan, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Mr. Speaker.--62.

Nay: Brown, Cannaday, Condit, Derby, Dunnington, Fourkiller, Goodwin, Griffith, Hoskin, Inman, Kouplen, Lockhart, Loring, McPeak, Morrisette, Munson, Perryman, Proctor, Pruett, Renegar, Ritze, Rousselot, Shelton, Sherrer, Shoemake, Stone, Virgin, Young.--28.

Excused: Brumbaugh, Christian, Enns, Fisher, Joyner, Kannady, McDaniel (Jeannie), Scott, Strohm, Tadlock, Williams.--11.

The emergency failed.

The Presiding Officer signed Engrossed **SB 1609** and ordered same returned to the Honorable Senate.

## **MESSAGES FROM THE SENATE**

Announcing the concurrence of Senate in **HAs** to **SB 1577** and the passage of said measure, as amended thereby.

### **Transmitting enrolled measures**

Advising fourth reading of and transmitting for signature Enrolled **SBs 398, 1577 and 1602**.

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

### **Transmitting engrossed measures**

As approved by the Joint Committee on Appropriations and Budget, advising passage and transmitting for consideration Engrossed **SBs 1584, 1592, 1597, 1607, 1612 and 1618**.

The measures were introduced and read for the first time.

**SB 1584** – By Jolley and Treat of the Senate and Sears and Casey of the House.

An Act relating to the State Board of Education; making an appropriation; stating purpose; providing lapse dates; requiring and prohibiting certain budget procedures; providing an effective date; and declaring an emergency.

**SB 1592** – By Jolley and Treat of the Senate and Sears and Casey of the House.

An Act relating to the Oklahoma Council on Firefighter Training; transferring certain powers, duties, and responsibilities; repealing 74 O.S. Section 325.1, as amended by Section 1, Chapter 161, O.S.L. 2012 (74 O.S. Supp. 2015, Section 325.1), which relates to the Council on Firefighter Training; providing for codification; providing an effective date; and declaring an emergency.

**SB 1597** – By Jolley and Treat of the Senate and Sears and Casey of the House.

An Act relating to the Oklahoma Department of Agriculture, Food and Forestry; amending 74 O.S. 2011, Section 840-5.5, as last amended by Section 1 of Enrolled Senate Bill No. 1598 of the 2nd Session of the 55th Oklahoma Legislature, which relates to the unclassified service; modifying offices, positions and personnel in unclassified service; providing an effective date; and declaring an emergency.

**SB 1607** – By Bingman of the Senate and Hickman of the House.

An Act relating to hospital trusts; amending 63 O.S. 2011, Sections 3224 and 3290, which relate to the University Hospitals Trust and the Oklahoma State University Medical

Trust; deleting obsolete language; providing that certain entities not subject to Oklahoma Open Meeting Act and Oklahoma Open Records Act; requiring certain information and materials to be kept confidential; providing exceptions; authorizing certain executive sessions; and declaring an emergency.

**SB 1612** – By Jolley, Treat and Mazzei of the Senate and Sears and Casey of the House.

An Act relating to income tax credit; amending 68 O.S. 2011, Section 2357.22, as last amended by Section 12, Chapter 328, O.S.L. 2014 (68 O.S. Supp. 2015, Section 2357.22), which relates to income tax credits for investment in clean-burning motor vehicle fuel property; providing certain exceptions; updating reference; limiting total amount of certain credit which may be claimed during specified time period; providing for annual adjustment of total amount of credits subject to certain limit based on specified calculation and prescribing applicable methodology; providing exception to certain limit under specified circumstances; reducing amount of credit allowed for certain time period; and providing an effective date.

**SB 1618** – By Jolley, Treat, Sharp and Mazzei of the Senate and Sears and Casey of the House.

An Act relating to income tax rates; amending Section 5, Chapter 195, O.S.L. 2014 (68 O.S. Supp. 2015, Section 2355.1G), which relates to changes in the top marginal individual income tax rate; modifying procedure and methodology for certain determination by State Board of Equalization; defining term; and providing an effective date.

### **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 1499**

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

### **Returning CCRs**

Returning **HBs 1654, 2319, 3017**, Coauthored by Senator Newberry and **3119**, Coauthored by Representative Goodwin together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended.

The above-numbered measures, as amended by the conference committee reports, were referred for enrollment.

### **Transmitting engrossed measure**

Announcing the passage of **SCR 44**. The measure was introduced and read.

**SCR 44** – By Bingman of the Senate and Hickman of the House.

A Concurrent Resolution relating to legislative procedures; establishing a legislative procedure schedule for the 56th Oklahoma Legislature.

### **Conferees changed**

Advising changing Senate Conferees, removing GCCA and naming conferees as follows:

**HB 3157** - Sykes, Brecheen, Brooks, Silk, Stanislawski, Sparks, Dossett

### **ENGROSSED AND ENROLLED MEASURES**

**HBs 3220, 3221 and 3231** were reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

**HBs 2553, 3103, 3218 and 3219** were reported correctly enrolled and, after fourth reading, properly signed, in open session, and ordered transmitted to the Honorable Senate.

### **MESSAGES FROM THE SENATE**

Advising fourth reading of and transmitting for signature Enrolled **SBs 1609, 1610 and 1614**.

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

### **RESOLUTIONS**

The following were introduced and read:

**HCR 1021** – By Bennett, Coody (Ann), Fisher, Kern, Roberts (Sean), Faught, Strohm, Vaughan, Brumbaugh, Wesselhoft, Moore, Johnson, Wood, Dunlap, Nollan, Calvey, Ritze, Russ and Rogers of the House and Stanislawski of the Senate.

A Concurrent Resolution supporting certain actions relating to federal guidance on transgender students; distribution.

**HR 1079** – By Morrissette.

A Resolution urging the Oklahoma Attorney General to investigate Oklahoma veterans centers; and directing distribution.

**CCRs SUBMITTED**

The conference committee report was read on the following measure:

**HB 2773** (2nd)

Representative Billy moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 10:00 a.m., Thursday, May 26, 2016, which was the order.

Pursuant to the motion of Representative Billy, the House was adjourned at 4:50 p.m., to reconvene Thursday, May 26, 2016, at 10:00 a.m.