HOUSE JOURNAL

Second Regular Session of the Fifty-fifth Legislature

of the State of Oklahoma

Seventh Legislative Day, Wednesday, February 10, 2016

The House was called to order by Speaker Hickman.

The roll was called with 100 Members present.

The following Member was excused: Williams.—1.

The Speaker declared a quorum present.

Prayer was offered by Pastor Eric Joppa, Federated Church, Kingfisher. Pastor Joppa was sponsored by Representative Sanders.

The Journal for the last legislative day was approved.

MEASURES REASSIGNED

The following measures were reassigned:

HB 2280 – Withdrawn from Rules and referred to Public Health.
HB 2282 – Withdrawn from Rules and referred to Long-term Care and Senior Services.
HB 2703 – Withdrawn from Rules and referred to Appropriations and Budget.
HB 2704 – Withdrawn from Rules and referred to Appropriations and Budget.
HB 3016 – Withdrawn from Children, Youth and Family Services and referred to Public Health.
HB 3026 – Withdrawn from Common Education and referred to Rules.
HB 3034 – Withdrawn from Rules and referred to Children, Youth and Family Services.

HB 3039 – Withdrawn from Rules and referred to Criminal Justice and Corrections.
HB 3132 – Withdrawn from Insurance and referred to Rules.
HB 3133 – Withdrawn from Appropriations and Budget and referred to Rules.
HB 3142 – Withdrawn from Rules and referred to Government Oversight and Accountability.
HB 3143 – Withdrawn from Rules and referred to Public Safety.

GENERAL ORDER

HB 2247 by McDaniel (Randy) of the House and Smalley of the Senate was read and considered.

Coauthored by Representative(s) Cockroft

Representative Renegar moved to amend **HB 2247**, Page 14, Section 3, Lines 10 and 12-13 by deleting the words and figure "Eighteen Thousand Dollars ($18,000.00)" and inserting in lieu thereof the words and figure "Thirty Thousand Dollars ($30,000.00)".

Representative McDaniel (Randy) moved to table the Renegar amendment, which motion was declared adopted.

Representative McDaniel (Randy) moved that **HB 2247** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2247 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Billy, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Faught, Fisher, Fourkiller, Goodwin, Griffith, Hall, Henke, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Mulready, Munson, Murdock, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Dustin), Rogers, Rousselot, Russ, Sanders, Scott, Sears, Shelton, Sherrer, Shoemake, Stone, Strohm, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Young, Mr. Speaker.--93.

Nay: Hardin, Tadlock.--2.

Excused: Grau, Morrissette, O'Donnell, Roberts (Sean), Thomsen, Williams.--6.

The measure passed.

HB 2247 was referred for engrossment.

Speaker Pro Tempore Denney Presiding

GENERAL ORDER

HB 2263 by McDaniel (Randy) of the House and Smalley of the Senate was read and considered.

Representative McDaniel (Randy) moved that **HB 2263** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2263 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Billy, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cox, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Faught, Fisher, Fourkiller, Goodwin, Griffith, Hall, Hardin, Henke, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), Montgomery, Moore, Mulready, Munson, Murdock, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Sanders, Scott, Sears, Sherrer, Shoemake, Stone, Strohm, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Young, Mr. Speaker.--92.

Nay: McPeak, Proctor, Tadlock.--3.

Excused: Cooksey, Grau, Morrissette, O'Donnell, Shelton, Williams.--6.

The measure passed.

HB 2263 was referred for engrossment.

GENERAL ORDER

HB 2264 by McDaniel (Randy) of the House and Smalley of the Senate was read and considered.

Representative McDaniel (Randy) moved that **HB 2264** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2264 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Billy, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Faught, Fisher, Fourkiller, Goodwin, Griffith, Hall, Hardin, Henke, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Mulready, Munson, Murdock, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, 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, Watson, Wesselhoft, Wood, Wright, Young, Mr. Speaker.--97.

Excused: Grau, Morrissette, O'Donnell, Williams.--4.

The measure passed.

HB 2264 was referred for engrossment.

GENERAL ORDER

HB 2348 by Roberts (Dustin) of the House and Simpson of the Senate was read and considered.

Coauthored by Representative(s) Faught

Representative Roberts (Dustin) moved to amend **HB 2348** by deleting Section 1 in its entirety and inserting a new Section 1 in lieu thereof to read as follows:

"SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1289.31 of Title 21, unless there is created a duplication in numbering, reads as follows:

"Oklahoma Army and Air National Guard personnel may carry a firearm on his or her person while in uniform and in a duty status throughout the State of Oklahoma if the person

has successfully completed an approved course of firearms training conducted by or designated by the Adjutant General which is equal to the minimum requirements for firearms training as set forth by the Council on Law Enforcement Education and Training.”,

which amendment was declared adopted.

Representative Roberts (Dustin) moved that **HB 2348** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2348 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Billy, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Faught, Fisher, Fourkiller, Goodwin, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Inman, Johnson, Jordan, Kannady, Kern, Kirby, Kouplen, Leewright, Lepak, Lockhart, Loring, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Mulready, Munson, Murdock, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, 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, Watson, Wesselhoft, Wood, Wright, Young, Mr. Speaker.--97.

Excused: Joyner, Morrissette, O'Donnell, Williams.--4.

The measure passed.

HB 2348 was referred for engrossment.

MEASURE REREFERRED

Upon motion of Representative Derby, **HB 1553** was withdrawn from the Calendar and rereferred to the Appropriations and Budget Committee.

GENERAL ORDER

HB 2403 by Biggs of the House and Smalley of the Senate was read and considered.

Coauthored by Representative(s) Billy

Representative Biggs moved that **HB 2403** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2403 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Banz, Bennett, Biggs, Billy, Brown, Brumbaugh, Caldwell, Calvey, Cannaday, Casey, Christian, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Fisher, Fourkiller, Goodwin, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Leewright, Lepak, Lockhart, Loring, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Mulready, Munson, Murdock, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Scott, Sears, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Young, Mr. Speaker.--94.

Excused: Faught, Kouplen, Morrissette, O'Donnell, Sanders, Thomsen, Williams.--7.

The measure passed.

HB 2403 was referred for engrossment.

GENERAL ORDER

HB 2401 by Biggs of the House and Griffin of the Senate was read and considered.

Representative Biggs moved that **HB 2401** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2401 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, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Faught, Fisher, Fourkiller, Goodwin, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Leewright, Lepak, Lockhart, Loring, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Morrissette, Munson, Murdock, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, Pfeiffer, Proctor, Pruett, Renegar, Ritze, Roberts (Dustin), Roberts (Sean), Rogers, Rousselot, Russ, Scott, Sears, Shelton, Sherrer, Shoemake, Stone, Strohm, Tadlock, Thomsen, Vaughan, Virgin, Walker, Wallace, Watson, Wesselhoft, Wood, Wright, Young, Mr. Speaker.--95.

Excused: Christian, Kouplen, Mulready, O'Donnell, Sanders, Williams.--6.

The measure passed.

HB 2401 was referred for engrossment.

GENERAL ORDER

HB 2286 by Murphey of the House and Dahm of the Senate was read and considered.

Representative Murphey moved that **HB 2286** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 2286 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, Cleveland, Cockroft, Condit, Coody (Ann), Coody (Jeff), Cooksey, Cox, Denney, Derby, Dunlap, Dunnington, Echols, Enns, Faught, Fisher, Fourkiller, Goodwin, Grau, Griffith, Hall, Hardin, Henke, Hoskin, Inman, Johnson, Jordan, Joyner, Kannady, Kern, Kirby, Leewright, Lepak, Lockhart, Loring, Martin, McBride, McCall, McCullough, McDaniel (Jeannie), McDaniel (Randy), McPeak, Montgomery, Moore, Morrissette, Mulready, Munson, Murdock, Murphey, Nelson, Newell, Nollan, Ortega, Osborn, Ownbey, Park, Perryman, Peterson, 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, Watson, Wesselhoft, Wood, Wright, Young, Mr. Speaker.--97.

Excused: Christian, Kouplen, O'Donnell, Williams.--4.

The measure passed.

HB 2286 was referred for engrossment.

COMMITTEE REPORTS

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

DO PASS:

HB 2257 – Business, Labor and Retirement Laws

HB 2258 – Business, Labor and Retirement Laws, Authored by Senator Smalley (principal Senate author)

HB 2259 – Criminal Justice and Corrections, Authored by Senator Sparks (principal Senate author)

HB 2271 – Elections and Ethics

HB 2297 – Rules, Authored by Senator David (principal Senate author)

HB 2304 – Economic Development, Commerce and Real Estate

HB 2305 – Judiciary and Civil Procedure

HB 2360 – Agriculture and Rural Development, Authored by Senator Barrington (principal Senate author)

HB 2395 – Judiciary and Civil Procedure

HB 2425 – Criminal Justice and Corrections

HB 2435 – State Government Operations, Authored by Senator Quinn (principal Senate author)

HB 2436 – Business, Labor and Retirement Laws, Coauthored by Representative(s) McBride, and Authored by Senator Justice (principal Senate author)

HB 2450 – Criminal Justice and Corrections

HB 2500 – Agriculture and Rural Development, Authored by Senator Justice (principal Senate author)

HB 2501 – Judiciary and Civil Procedure

HB 2518 – Public Health, Authored by Senator Yen (principal Senate author)

HB 2520 – Judiciary and Civil Procedure, Authored by Senator Holt (principal Senate author)

HB 2547 – Public Health, Authored by Senator David (principal Senate author)

HB 2554 – Agriculture and Rural Development, Authored by Senator Schulz (principal Senate author)

HB 2585 – Business, Labor and Retirement Laws

HB 2603 – Public Health, Authored by Senator Standridge (principal Senate author)

HB 2624 – Business, Labor and Retirement Laws, Authored by Senator Justice (principal Senate author)

HB 2627 – Public Health, Authored by Senator Crain (principal Senate author)

HB 2707 – Agriculture and Rural Development

HB 2723 – Judiciary and Civil Procedure

HB 2730 – Business, Labor and Retirement Laws, Remove Representative Lockhart as principal House author and substitute with Representative Proctor

HB 2735 – State Government Operations, Coauthored by Representative(s) Murphey, and Authored by Senator Paddack (principal Senate author)

HB 2744 – Public Health, Authored by Senator Fields (principal Senate author)

HB 2936 – Judiciary and Civil Procedure

HB 2965 – Judiciary and Civil Procedure, Authored by Senator Griffin (principal Senate author)

HB 3028 – Higher Education and Career Tech

HB 3055 – Elections and Ethics, Authored by Senator Smalley (principal Senate author)

HB 3099 – Agriculture and Rural Development, Coauthored by Representative(s) Park

HB 3103 – Elections and Ethics

HB 3128 – Public Health

HB 3161 – Criminal Justice and Corrections

HB 3165 – Agriculture and Rural Development

HB 3166 – Government Oversight and Accountability

DO PASS, As Amended:

CS for **HB 2276** – Judiciary and Civil Procedure, Authored by Senator Halligan (principal Senate author)

CS for **HB 2409** – Administrative Rules, Authored by Senator Dahm (principal Senate author)

CS for **HB 2411** – Administrative Rules, Authored by Senator Dahm (principal Senate author)

CS for **HB 2412** – Administrative Rules, Authored by Senator Dahm (principal Senate author)

CS for **HB 2416** – Administrative Rules, Authored by Senator Dahm (principal Senate author)

CS for **HB 2586** – Public Health

CS for **HB 2598** – Business, Labor and Retirement Laws, Authored by Senator Sharp (principal Senate author)

CS for **HB 2601** – Public Health

CS for **HB 2602** – Public Health, Coauthored by Representative(s) Calvey, and Authored by Senator Newberry (principal Senate author)

CS for **HB 3024** – Judiciary and Civil Procedure

CS for **HB 3164** – Business, Labor and Retirement Laws, Coauthored by Representative(s) McDaniel (Randy)

CS for **HJR 1037** – Elections and Ethics, Coauthored by Representative(s) Ritze, Cockroft, Kern, Faught, Murphey, McCullough, Brumbaugh, Johnson, Strohm, Wesselhoft, Dunlap, Moore, Murdock, Fisher, Roberts (Sean), Newell, Coody (Jeff)

MILEAGE CHANGE

The following mileage change was submitted:

Name	Mileage Round Trip	Amount Due
Johnny Tadlock, Idabel and return	500	$ 270.00

Representative Billy moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 9:00 a.m., Thursday, February 11, 2016, which was the order.

Pursuant to the motion of Representative Billy, the House was adjourned at 2:30 p.m., to reconvene Thursday, February 11, 2016, at 9:00 a.m.