

HOUSE JOURNAL

Second Regular Session of the Fifty-eighth Legislature

of the State of Oklahoma

Seventh Legislative Day, Wednesday, February 16, 2022

The House was called to order by Representative Frix.

The roll was called with 97 Members present.

The following Members were excused: Lowe (Jason), Marti, Steagall.—3.

Vacancy: District 89.—1.

Representative Frix declared a quorum present.

Prayer was offered by Pastor Joel Harder, House Chaplain.

The Journal for the last legislative day was approved.

ENGROSSED AND ENROLLED MEASURES

HB 1132 was reported correctly engrossed, properly signed, in open session, and ordered transmitted to the Honorable Senate.

RESOLUTION FOR CONSIDERATION

HR 1041 was called up for consideration.

Coauthored by Representative(s) McEntire, Bush, Dills, Moore, Grego, West (Rick), Echols, Sims, Lawson, Fetgatter, Sterling, Manger, West (Josh), Cornwell, Worthen, Boles, Dobrinski, Stark, Russ, Stearman, O'Donnell, Johns, Vancuren, Patzkowsky, Luttrell, Strom, Townley, May, Miller, Sneed, Conley, Baker, Lepak, Dempsey, Crosswhite Hader, West (Kevin), Burns, Talley, McCall, Smith, Gann, Wallace, Randleman, McDugle, Hasenbeck, Bashore, Boatman, Ford, Lowe (Dick), Hill, Pae, Stinson, Hardin (David), Olsen, Roe, Frix

Upon motion of Representative West (Tammy), **HR 1041** was considered and adopted.

HR 1041 was referred for enrollment.

GENERAL ORDER

HB 1628 by Hardin (David) of the House and Murdock of the Senate was read and considered.

Representative Hardin (David) moved to suspend House Rule 8.8 for an untimely filed floor amendment, which motion was declared adopted upon roll call as follows:

Aye: Baker, Bashore, Boatman, Boles, Burns, Bush, Caldwell (Chad), Caldwell (Trey), Conley, Cornwell, Crosswhite Hader, Culver, Davis, Dempsey, Dobrinski, Echols, Fetgatter, Ford, Frix, Gann, Grego, Hardin (David), Hardin (Tommy), Hasenbeck, Hilbert, Johns, Kannady, Kendrix, Kerbs, Lawson, Lepak, Lowe (Dick), Luttrell, Manger, Martinez, May, McBride, McDugle, McEntire, Miller, Mize, Moore, Newton, Nollan, O'Donnell, Olsen, Osburn, Pae, Patzkowsky, Phillips, Roberts (Dustin), Roberts (Eric), Roberts (Sean), Roe, Sims, Smith, Sneed, Stark, Stearman, Sterling, Stinson, Strom, Townley, Vancuren, West (Kevin), West (Rick), West (Tammy), Williams, Wolfley, Worthen, Mr. Speaker.--71.

Nay: Bell, Bennett, Blancett, Brewer, Dollens, Fugate, Goodwin, Munson, Provenzano, Ranson, Rosecrants, Turner, Virgin, Waldron, Walke.--15.

Excused: Dills, Hill, Humphrey, Lowe (Jason), Marti, Nichols, Pfeiffer, Pittman, Randleman, Russ, Steagall, Talley, Wallace, West (Josh).--14.

Vacancy: District 89.--1.

Representative Hardin (David) moved to amend **HB 1628**, Page 1, Section 1, Line 24 by striking the words "based on a point system", which amendment was declared adopted upon roll call as follows:

Aye: Baker, Bashore, Boatman, Boles, Burns, Bush, Caldwell (Chad), Conley, Cornwell, Crosswhite Hader, Culver, Davis, Dempsey, Dobrinski, Echols, Frix, Gann, Grego, Hardin (David), Hardin (Tommy), Hasenbeck, Hilbert, Humphrey, Johns, Kendrix, Kerbs, Lawson, Lepak, Lowe (Dick), Luttrell, Manger, Martinez, May, McBride, McDugle, McEntire, Miller, Mize, Moore, Newton, Nollan, O'Donnell, Olsen, Osburn, Pae, Patzkowsky, Pfeiffer, Phillips, Randleman, Roberts (Dustin), Roberts (Eric), Roberts (Sean), Roe, Sims, Smith, Sneed, Stark, Stearman, Sterling, Strom, Talley, Townley, Vancuren, Wallace, West (Kevin), West (Rick), West (Tammy), Williams, Wolfley, Worthen, Mr. Speaker.--71.

Nay: Bell, Bennett, Blancett, Brewer, Dollens, Fugate, Goodwin, Munson, Provenzano, Ranson, Rosecrants, Turner, Virgin, Waldron.--14.

Excused: Caldwell (Trey), Dills, Fetgatter, Ford, Hill, Kannady, Lowe (Jason), Marti, Nichols, Pittman, Russ, Steagall, Stinson, Walke, West (Josh).--15.

Vacancy: District 89.--1.

Representative Hardin (David) moved to amend **HB 1628** by striking the title, the enacting clause, the entire bill and inserting in lieu thereof a floor substitute, which floor substitute was declared adopted.

Representative Hardin (David) moved that **HB 1628** be advanced from General Order, which motion was declared adopted.

THIRD READING

HB 1628 was read at length for the third time. On passage of the measure, the roll call was as follows:

Aye: Baker, Bashore, Boatman, Boles, Burns, Bush, Caldwell (Chad), Caldwell (Trey), Conley, Cornwell, Crosswhite Hader, Culver, Davis, Dempsey, Dills, Dobrinski, Echols, Fetgatter, Ford, Frix, Gann, Grego, Hardin (David), Hardin (Tommy), Hasenbeck, Hilbert, Hill, Humphrey, Johns, Kannady, Kendrix, Kerbs, Lawson, Lepak, Lowe (Dick), Luttrell, Manger, Martinez, May, McBride, McDugle, McEntire, Miller, Mize, Moore, Munson, Newton, Nichols, Nollan, O'Donnell, Olsen, Osburn, Pae, Patzkowsky, Pfeiffer, Provenzano, Randleman, Roberts (Dustin), Roberts (Eric), Roberts (Sean), Roe, Russ, Sims, Smith, Sneed, Stark, Stearman, Sterling, Stinson, Strom, Talley, Townley, Vancuren, Walke, Wallace, West (Kevin), West (Rick), West (Tammy), Williams, Wolfley, Worthen, Mr. Speaker.--82.

Nay: Bell, Bennett, Blancett, Brewer, Dollens, Fugate, Goodwin, Pittman, Ranson, Rosecrants, Turner, Virgin, Waldron.--13.

Excused: Lowe (Jason), Marti, Phillips, Steagall, West (Josh).--5.

Vacancy: District 89.--1.

The measure passed.

HB 1628 was referred for engrossment.

MOTION

Representative Roberts (Eric) moved that pursuant to the list emailed to the Membership of the House from the Majority Floor Leader's office, that said measures be considered read for the second time, which amendment was declared adopted.

SECOND READING

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

- HB 4449** – Joint Committee on Appropriations and Budget
- HB 4450** – Joint Committee on Appropriations and Budget
- HB 4451** – Joint Committee on Appropriations and Budget
- HB 4452** – Joint Committee on Appropriations and Budget
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- HB 4458** – Joint Committee on Appropriations and Budget
- HB 4459** – Joint Committee on Appropriations and Budget
- HB 4460** – Joint Committee on Appropriations and Budget
- HB 4461** – Joint Committee on Appropriations and Budget
- HB 4462** – Joint Committee on Appropriations and Budget
- HB 4463** – Joint Committee on Appropriations and Budget
- HB 4464** – Joint Committee on Appropriations and Budget
- HB 4465** – Joint Committee on Appropriations and Budget
- HB 4466** – Joint Committee on Appropriations and Budget
- HB 4467** – Joint Committee on Appropriations and Budget
- HB 4468** – Joint Committee on Appropriations and Budget
- HB 4469** – Joint Committee on Appropriations and Budget
- HB 4470** – Joint Committee on Appropriations and Budget
- HB 4471** – Joint Committee on Appropriations and Budget
- HB 4472** – Joint Committee on Appropriations and Budget
- HB 4473** – Joint Committee on Appropriations and Budget
- HB 4474** – Joint Committee on Appropriations and Budget

MOTION

Representative Kendrix moved pursuant to the list emailed to the Membership of the House from the Majority Floor Leader's office, that said measures be considered referred accordingly, which motion was declared adopted.

MEASURES REASSIGNED

The following measures were reassigned:

- HB 1616** – Withdrawn from Public Safety and referred to Business and Commerce.
- HB 2368** – Withdrawn from Rules and referred to Agriculture and Rural Development.
- HB 2978** – Withdrawn from Public Health and referred to Rules.

- HB 3056** – Withdrawn from Rules and referred to Elections and Ethics.
HB 3311 – Withdrawn from Rules and referred to Public Health.
HB 3492 – Withdrawn from Appropriations and Budget and referred to Rules.
HB 3493 – Withdrawn from Appropriations and Budget and referred to Rules.
HB 3498 – Withdrawn from Rules and referred to Appropriations and Budget.
HB 3500 – Withdrawn from Rules and referred to Common Education.
HB 3512 – Withdrawn from Rules and referred to Public Health.
HB 3560 – Withdrawn from Rules and referred to Public Health.
HB 3678 – Withdrawn from Elections and Ethics and referred to Rules.
HB 3680 – Withdrawn from Elections and Ethics and referred to Rules.
HB 3683 – Withdrawn from Rules and referred to Public Health.
HB 3813 – Withdrawn from Rules and referred to Alcohol, Tobacco and Controlled Substances.
HB 3969 – Withdrawn from Rules and referred to Appropriations and Budget.
HB 3970 – Withdrawn from Rules and referred to Veterans and Military Affairs.
HB 4316 – Withdrawn from Public Health and referred to Rules.
HB 4319 – Withdrawn from Rules and referred to Public Health.
HB 4377 – Withdrawn from Judiciary - Criminal and referred to Rules.
HB 4386 – Withdrawn from Rules and referred to Appropriations and Budget.

MESSAGES FROM THE SENATE

Announcing the passage of **SBs 1096, 1173, 1175, 1203, 1298, 1300, 1303, 1305, 1474, 1511, 1522** and **1781**. The above measures were introduced and read for the first time.

SB 1096 – By Bergstrom, Bullard and Jett of the Senate and Hasenbeck of the House.
An Act relating to hospitals; amending 63 O.S. 2021, Section 1-706a, which relates to visitation; allowing presence of certain spiritual or religious leader; updating statutory reference; and declaring an emergency.

SB 1173 – By Weaver of the Senate and Hardin (David) of the House.
An Act relating to sheriffs; amending 19 O.S. 2021, Section 547.1, which relates to the National Sheriffs' Association annual conference; modifying location for certain conference; updating statutory language; and providing an effective date.

SB 1175 – By Rader of the Senate and Pae of the House.
An Act relating to school personnel; amending 70 O.S. 2021, Section 5-149.2, which relates to designation of school personnel to attend certain training; requiring a school district board of education that adopts certain policy to submit it to the State Department of Education; providing for policies to be made available to the public; updating statutory references; providing an effective date; and declaring an emergency.

SB 1203 – By Stanley of the Senate and Roe of the House.
An Act relating to public health; creating Courtney's Law; defining term; requiring health care facility, health care provider, or genetic counselor to provide certain information to parents under certain condition; directing State Department of Health to make certain information about chromosomal disorders available; requiring information to be culturally

and linguistically appropriate to extent practicable; directing promulgation of rules; providing for codification; and providing an effective date.

SB 1298 – By Rader of the Senate and Pfeiffer of the House.

An Act relating to the Oklahoma Open Meeting Act; amending 25 O.S. 2021, Sections 307 and 307.1, which relate to executive sessions and videoconference exceptions; authorizing the Oklahoma Tax Commission to hold executive session for certain purposes; updating statutory language; providing exceptions; authorizing taxpayers to attend executive session with the Commission via videoconference; and providing an effective date.

SB 1300 – By Rader of the Senate and Pfeiffer of the House.

An Act relating to license plates; amending 47 O.S. 2021, Sections 1135.2 and 1135.4, as last amended by Sections 4 and 6, Chapter 276, O.S.L. 2021, which relate to official special license plates and personalized license plates; requiring the Oklahoma Tax Commission to send renewal notification by electronic mail; providing exception if no electronic mail address is provided; and providing an effective date.

SB 1303 – By Rader of the Senate and Pfeiffer of the House.

An Act relating to sales and use tax; amending 68 O.S. 2021, Section 1364.3, which relates to hearings and increased personnel to increase collections; modifying amount of required locations to conduct hearings; authorizing use of teleconferencing or videoconferencing to conduct hearings; defining terms; updating statutory reference; and providing an effective date.

SB 1305 – By Rader of the Senate and Pfeiffer of the House.

An Act relating to withholding tax rate; amending 68 O.S. 2021, Sections 2385.26 and 2385.30, which relate to deduction from royalty payments and pass-through entities; matching the required withholding rate to the highest marginal individual income tax rate; updating statutory language; and providing an effective date.

SB 1474 – By Rader of the Senate and McCall of the House.

An Act relating to motor vehicles; amending 47 O.S. 2021, Section 1110, which relates to perfection of security interest; providing exception to prohibition of certain title transfers; requiring certain agreement; construing provision; and declaring an emergency.

SB 1511 – By Rosino of the Senate and Pfeiffer of the House.

An Act relating to medical marijuana; amending 63 O.S. 2021, Section 425, as last amended by Section 5, Chapter 553, O.S.L. 2021, which relates to discrimination against medical marijuana license holder; imposing certain restrictions on location of medical marijuana commercial grower; providing method of certain measurement; providing exceptions; and declaring an emergency.

SB 1522 – By Bullard of the Senate and Humphrey of the House.

An Act relating to personal identification information of retired peace officers; amending 21 O.S. 2021, Section 1176, which relates to use of certain devices and the records of the county assessor to harass peace officers; prohibiting use of certain devices to harass retired peace officers; defining term; amending 68 O.S. 2021, Section 2899.1, which relates to requests to county assessors to keep personal information confidential; authorizing retired peace officers to request the confidentiality of personal information; defining term; and providing an effective date.

SB 1781 – By Rader of the Senate and Talley of the House.

An Act relating to aircraft excise tax; amending 68 O.S. 2021, Section 6004, which relates to the report on transfer of legal ownership aircraft; modifying report requirements; updating statutory reference; and providing an effective date.

Announcing the passage of **SCR 19**. The measure was introduced and read.

SCR 19 – By Daniels of the Senate.

A Concurrent Resolution relating to Joint Rules; amending Joint Rules for the 58th Legislature.

CHANGE IN AUTHORSHIP

The following measures had a change in principal House author:

HB 3615 - Remove Representative McEntire as principal House author and substitute with Representative Roberts (Dustin)

HB 3936 - Remove Representative Kannady as principal House author and substitute with Representative Culver

HB 3941 - Remove Representative Kannady as principal House author and substitute with Representative Culver

HB 3955 - Remove Representative Kannady as principal House author and substitute with Representative Culver

HB 4001 - Remove Representative Burns as principal House author and substitute with Representative Culver

HB 4387 - Remove Representative Baker as principal House author and substitute with Representative Hilbert

HB 4388 - Remove Representative Baker as principal House author and substitute with Representative Hilbert

COMMITTEE REPORTS

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

DO PASS:

HB 3002 – Business and Commerce, Authored by Senator Taylor (principal Senate author)

HB 3040 – Public Health, Authored by Senator Garvin (principal Senate author)

HB 3067 – Technology

HB 3168 – Technology, Authored by Senator Leewright (principal Senate author)

HB 3195 – Business and Commerce

HB 3217 – Business and Commerce

HB 3221 – Business and Commerce

- HB 3271** – Government Modernization and Efficiency
HB 3279 – Technology, Coauthored by Representative(s) Pae, and Authored by Senator Jett (principal Senate author)
HB 3330 – Judiciary - Civil
HB 3387 – Judiciary - Civil, Authored by Senator Howard (principal Senate author)
HB 3469 – Children, Youth and Family Services
HB 3470 – Children, Youth and Family Services, Authored by Senator Rosino (principal Senate author)
HB 3471 – Children, Youth and Family Services, Authored by Senator Rosino (principal Senate author)
HB 3509 – Public Health
HB 3510 – General Government
HB 3822 – Public Safety, Authored by Senator Murdock (principal Senate author)
HB 3851 – Children, Youth and Family Services
HB 3867 – Public Health, Authored by Senator Hall (principal Senate author)
HB 3965 – Business and Commerce
HB 3977 – Government Modernization and Efficiency
HB 4077 – Judiciary - Civil
HB 4079 – Judiciary - Civil
HB 4155 – Children, Youth and Family Services
HB 4188 – Government Modernization and Efficiency, Authored by Senator Stanley (principal Senate author)
HB 4230 – Insurance
HB 4371 – Judiciary - Civil, Authored by Senator Weaver (principal Senate author)

DO PASS, As Amended:

- CS for HB 2983** – Agriculture and Rural Development, Authored by Senator Murdock (principal Senate author)
CS for HB 3038 – Common Education, Coauthored by Representative(s) Ranson, and Authored by Senator Pemberton (principal Senate author)
CS for HB 3278 – Technology, Authored by Senator Weaver (principal Senate author)
CS for HB 3366 – Public Health
CS for HB 3410 – Children, Youth and Family Services, Coauthored by Representative(s) Bush, and Authored by Senator Garvin (principal Senate author)
CS for HB 3414 – Public Health, Coauthored by Representative(s) Phillips, Rosecrants, McEntire, Martinez, Dempsey, Dollens, Humphrey, Echols, Talley, McDugle, Davis, and Authored by Senator Paxton (principal Senate author)
CS for HB 3643 – Common Education, Coauthored by Representative(s) Hardin (David), and Authored by Senator Pemberton (principal Senate author)
CS for HB 3644 – Common Education, Coauthored by Representative(s) Hardin (David), and Authored by Senator Taylor (principal Senate author)
CS for HB 3888 – Rules, Authored by Senator Simpson (principal Senate author)
CS for HB 4349 – Rules
CS for HB 4390 – Common Education
CS for HJR 1057 – Rules

Representative Pfeiffer moved that when the clerk's desk is clear, the House stand adjourned to reconvene at 9:30 a.m., Thursday, February 17, 2022, which was the order.

Pursuant to the motion of Representative Pfeiffer, the House was adjourned at 2:00 p.m., to reconvene Thursday, February 17, 2022, at 9:30 a.m.