

Senate Journal

First Regular Session of the Fifty-fourth Legislature of the State of Oklahoma

Sixty-third Legislative Day, Thursday, May 23, 2013

The Senate was called to order by Senator Ford.

Roll Call:

Present: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Crain, Dahm, David, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.—45.

Excused: Coates, Ellis and Shortey.—3.

Senator Ford declared a quorum present.

The prayer was offered by Pastor Joe Grizzle, CrossPointe Church, Norman, the guest of Senator Standridge.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 629, 1016 and 1101 were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

INTRODUCTION

Senator Jolley introduced his children, Alex and Lauren, and asked unanimous consent, which was granted, that they be named Honorary Co-Chairs of Appropriations; Senator Jolley introduced Ian and Mason McGregor and asked unanimous consent, which was granted, that they be named Chief Photographers of the Senate; and Senator Standridge introduced his wife, Lisa, and his children, Holly, Harper and Harrison to the Senate.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 788**, as previously considered on Page 1283, was adopted upon motion of Senator Newberry.

SB 788, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Aldridge, Ballenger, Barrington, Bingman, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Crain, Dahm, Fields, Ford, Griffin, Holt, Ivester, Johnson (R), Jolley, Justice, Marlatt, Newberry, Paddack, Schulz, Shaw, Simpson, Sparks, Standridge, Stanislawski and Treat.--30.

Nay: Allen, Anderson, Bass, Boggs, Garrison, Halligan, Johnson (C), McAffrey and Sharp.--9.

Excused: Coates, David, Ellis, Loveless, Mazzei, Shortey, Shumate, Sykes and Wyrick.--9.

The bill passed.

Senators Allen, Halligan and Sharp desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33; Nay: 6; Excused: 9.

The emergency passed.

SB 788, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 613** was adopted upon motion of Senator Brinkley.

SB 613, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brown, Burrage, Crain, Dahm, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Simpson, Sparks, Standridge, Stanislawski and Treat.--39.

Excused: Brooks, Coates, David, Ellis, Loveless, Shortey, Shumate, Sykes and Wyrick.--9.

The bill passed.

SB 613, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 679** was adopted upon motion of Senator Griffin.

SB 679, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Dahm, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski and Treat.--39.

Excused: Coates, Crain, David, Ellis, Loveless, Mazzei, Shortey, Sykes and Wyrick.--9.

The bill passed.

SB 679, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 899** was adopted upon motion of Senator Jolley.

SB 899, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Dahm, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski and Treat.--37.

Excused: Aldridge, Coates, Crain, David, Ellis, Loveless, Marlatt, Mazzei, Shortey, Sykes and Wyrick.--11.

The bill passed.

SB 899, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 684** was adopted upon motion of Senator Jolley.

SB 684, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Fields, Ford, Griffin, Holt, Ivester, Jolley, Justice, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Simpson, Sparks, Standridge, Stanislawski and Treat.--33.

Nay: Bass, Dahm, Garrison, Johnson (C) and Shumate.--5.

Excused: Coates, Crain, David, Ellis, Halligan, Johnson (R), Loveless, Shortey, Sykes and Wyrick.--10.

The bill and emergency passed.

SB 684, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

Senator Stanislawski presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 343** was adopted upon motion of Senator Mazzei.

SB 343, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Aldridge, Allen, Anderson, Barrington, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Dahm, Fields, Ford, Griffin, Holt, Johnson (R), Jolley, Justice, Marlatt, Mazzei, Newberry, Schulz, Sharp, Shaw, Simpson, Standridge, Stanislawski and Treat.--29.

Nay: Ballenger, Bass, Burrage, Garrison, Ivester, Johnson (C), McAffrey, Paddack, Shumate and Sparks.--10.

Excused: Coates, Crain, David, Ellis, Halligan, Loveless, Shortey, Sykes and Wyrick.--9.

The bill passed.

SB 343, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **SB 432** was adopted upon motion of Senator Ford.

SB 432, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Fields, Ford, Garrison, Griffin, Holt, Ivester, Johnson (C), Jolley, Justice, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Treat and Wyrick.--37.

Nay: Dahm.--1.

Excused: Coates, Crain, David, Ellis, Halligan, Johnson (R), Loveless, Mazzei, Shortey and Sykes.--10.

The bill and emergency passed.

SB 432, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF JCR

The **JCR** on **HB 2308** was adopted upon motion of Senator Jolley.

HB 2308 was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Dahm, Fields, Ford, Garrison, Griffin, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Simpson, Sparks, Standridge, Stanislawski, Treat and Wyrick.--39.

Excused: Coates, Crain, David, Ellis, Halligan, Loveless, Shortey, Shumate and Sykes.--9.

The bill passed.

HB 2308, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF JCR

The **JCR** on **HB 2310** was adopted upon motion of Senator Jolley.

HB 2310 was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Dahm, Fields, Ford, Garrison, Griffin, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Treat and Wyrick.--40.

Excused: Coates, Crain, David, Ellis, Halligan, Loveless, Shortey and Sykes.--8.

The bill passed.

HB 2310, together with the conference committee report thereon, was ordered returned to the Honorable House.

COMMITTEE REPORT

The following was reported by the committee named, ordered printed and placed on the Calendar:

DO PASS:

HCR 1021 – Business and Commerce

Ayes: Crain, Dahm, Garrison, Sharp, Newberry, Schulz

GENERAL ORDER

HCR 1021 by McCall of the House and Simpson of the Senate was called up for consideration.

HCR 1021 was adopted upon motion of Senator Simpson and returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2182** was adopted upon motion of Senator Marlatt.

HB 2182, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Dahm, Fields, Ford, Garrison, Griffin, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Treat and Wyrick.--39.

Excused: Coates, Crain, David, Ellis, Halligan, Loveless, Mazzei, Shortey and Sykes.--9.

The bill and emergency passed.

HB 2182, together with the conference committee report thereon, was ordered returned to the Honorable House.

GENERAL ORDER

HJR 1056 by Armes of the House and Anderson and McAffrey of the Senate was called up for consideration.

Senator Anderson moved that **HJR 1056** be advanced, which motion was declared adopted.

THIRD READING

HJR 1056 was read for the third time at length.

On the question of passage of the resolution, the vote resulted as follows:

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Fields, Ford, Garrison, Griffin, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Treat and Wyrick.--38.

Nay: Dahm.--1.

Excused: Coates, Crain, David, Ellis, Halligan, Loveless, Mazzei, Shortey and Sykes.--9.

The resolution passed.

HJR 1056 was properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1426** was adopted upon motion of Senator Justice.

HB 1426, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Aldridge, Anderson, Ballenger, Barrington, Bingman, Boggs, Branan, Brinkley, Brooks, Brown, Burrage, Fields, Ford, Griffin, Holt, Johnson (R), Jolley, Justice, Marlatt, Newberry, Paddack, Schulz, Sharp, Shaw, Simpson, Sparks, Standridge, Stanislawski, Treat and Wyrick.--30.

Nay: Allen, Bass, Brecheen, Dahm, Garrison, Ivester, Johnson (C), McAffrey and Shumate.--9.

Excused: Coates, Crain, David, Ellis, Halligan, Loveless, Mazzei, Shortey and Sykes.--
9.

The bill passed.

HB 1426, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1923** was adopted upon motion of Senator Justice.

HB 1923, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Dahm, Fields, Ford, Garrison, Griffin, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Treat and Wyrick.--39.

Excused: Coates, Crain, David, Ellis, Halligan, Loveless, Mazzei, Shortey and Sykes.--
9.

The bill and emergency passed.

HB 1923, together with the conference committee report thereon, was ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Schulz asked unanimous consent to refer **SR 38** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 38 by Schulz was called up for consideration.

SR 38 was adopted upon motion of Senator Schulz and referred for enrollment.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1922** was adopted upon motion of Senator Fields.

HB 1922, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Aldridge, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Fields, Ford, Garrison, Griffin, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Treat and Wyrick.--37.

Nay: Allen and Dahm.--2.

Excused: Coates, Crain, David, Ellis, Halligan, Loveless, Mazzei, Shortey and Sykes.--9.

The bill passed.

HB 1922, together with the conference committee report thereon, was ordered returned to the Honorable House.

GENERAL ORDER

HCR 1012 by Biggs of the House and Fields of the Senate was called up for consideration.

HCR 1012 was properly signed and ordered returned to the Honorable House.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Jolley asked unanimous consent to refer **SRs 36** and **37** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 36 by Jolley was called up for consideration.

SR 36 was adopted upon motion of Senator Jolley and referred for enrollment.

GENERAL ORDER

SR 37 by Jolley was called up for consideration.

SR 37 was adopted upon motion of Senator Jolley and referred for enrollment.

UNANIMOUS CONSENT REQUEST

Senator Schulz asked unanimous consent to suspend Senate Rule 12-21 to allow an untimely motion to reconsider on **SB 1012**, which was the order.

Pursuant to Rule 12-21, Senator Johnson (Rob) served notice that the vote be reconsidered whereby **SB 1012** failed.

MOTION TO RECONSIDER VOTE

Senator Johnson (Rob) moved to reconsider the vote whereby **SB 1012** failed, which motion was declared adopted upon roll call as follows:

Aye: Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brinkley, Brooks, Brown, Burrage, Dahm, Fields, Ford, Garrison, Griffin, Holt, Johnson (R), Jolley, Justice, Marlatt, Paddack, Schulz, Sharp, Shaw, Sparks, Standridge, Stanislawski and Wyrick.--28.

Nay: Aldridge, Allen, Boggs, Brecheen, Ivester, Johnson (C), McAffrey, Newberry, Shumate, Simpson and Treat.--11.

Excused: Coates, Crain, David, Ellis, Halligan, Loveless, Mazzei, Shortey and Sykes.--9.

SB 1012 remains on Fourth Reading.

CHANGE IN CONFEREES

Advising change in Senate conferees as follows:

SB 792 – remove Johnson (Rob), Jolley, Justice, Brinkley, Burrage, Sparks and re-name GCCA.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1233, 1683, 1688, 1690, 1700, 1703, 1717, 1989 and 2062** and **HJR 1047, 1051, 1053, 1057 and 1069**.

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

Returning following bill, together with conference committee reports thereon, advising adoption of conference committee report and passage of measure as amended:

SB 249 - coauthored by Proctor, Dorman, Echols, McBride, Henke, Wood, O'Donnell, Hulbert, Hoskin, Sherrer, McDaniel (Curtis) and Billy of the House and Allen, Sparks, Paddack, Burrage, Simpson, McAffrey, Ballenger, Wyrick, Ellis, Shumate, Johnson (Constance), Ivester and Crain of the Senate

The above-numbered measure, as amended in conference, were referred for enrollment.

Advising fourth reading of and returning Enrolled **SBs 629, 1016 and 1101**.

The above-numbered enrolled measures were referred to the Governor.

Advising conferees unable to agree on the following:

HB 1623 - (2nd CCR)

Senator Schulz moved that the Senate recess until 1:30 p.m., which motion was declared adopted.

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The Senate reconvened with Senator David presiding.

Senator David questioned the presence of a quorum and ordered the roll called, following which a quorum was declared present.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2193** was adopted upon motion of Senator Schulz.

HB 2193, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Aldridge, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brooks, Brown, Burrage, David, Fields, Ford, Griffin, Holt, Ivester, Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski and Wyrick.--33.

Nay: Allen, Dahm, Garrison, Johnson (C), Sykes and Treat.--6.

Excused: Anderson, Brinkley, Coates, Crain, Ellis, Halligan, Mazzei, Newberry and Shortey.--9.

The bill passed.

HB 2193, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1919** was called up for consideration upon motion of Senator Griffin.

Senator Griffin asked that **HB 1919** be laid over for this legislative day, pending consideration of the **CCR**, which was the order.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1924** was adopted upon motion of Senator Griffin.

HB 1924, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Dahm, David, Fields, Ford, Garrison, Griffin, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--40.

Excused: Anderson, Coates, Crain, Ellis, Halligan, Mazzei, Newberry and Shortey.--8.

The bill passed.

HB 1924, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1419** was adopted upon motion of Senator Standridge.

HB 1419, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Dahm, David, Fields, Ford, Garrison, Griffin, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--40.

Excused: Anderson, Coates, Crain, Ellis, Halligan, Mazzei, Newberry and Shortey.--8.

The bill passed.

HB 1419, together with the conference committee report thereon, was ordered returned to the Honorable House.

GENERAL ORDER

HJR 1054 by Derby of the House and Standridge of the Senate was called up for consideration.

Senator Standridge moved that **HJR 1054** be advanced, which motion was declared adopted.

THIRD READING

HJR 1054 was read for the third time at length.

On the question of passage of the resolution, the vote resulted as follows:

Aye: Aldridge, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, David, Fields, Ford, Garrison, Griffin, Holt, Ivester,

Johnson (R), Jolley, Justice, Loveless, Marlatt, Paddack, Schulz, Sharp, Shaw, Simpson, Sparks, Standridge, Stanislawski and Wyrick.--33.

Nay: Allen, Dahm, Johnson (C), McAffrey, Shumate, Sykes and Treat.--7.

Excused: Anderson, Coates, Crain, Ellis, Halligan, Mazzei, Newberry and Shortey.--8.

The resolution passed.

HJR 1054 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HJR 1070 by Floyd of the House and Standridge of the Senate was called up for consideration.

Senator Standridge moved that **HJR 1070** be advanced, which motion was declared adopted.

THIRD READING

HJR 1070 was read for the third time at length.

On the question of passage of the resolution, the vote resulted as follows:

Aye: Aldridge, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, David, Fields, Ford, Garrison, Griffin, Holt, Ivester, Johnson (C), Justice, Loveless, Marlatt, McAffrey, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski and Wyrick.--34.

Nay: Allen, Dahm, Jolley, Sykes and Treat.--5.

Excused: Anderson, Coates, Crain, Ellis, Halligan, Johnson (R), Mazzei, Newberry and Shortey.--9.

The resolution passed.

HJR 1070 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HCR 1019 by Schwartz of the House and Marlatt of the Senate was called up for consideration.

HCR 1019 was adopted upon motion of Senator Marlatt and ordered returned to the Honorable House

PENDING CONSIDERATION OF CCR

The 2nd **CCR** on **HB 1622** was adopted upon motion of Senator Treat.

HB 1622, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Dahm, David, Fields, Ford, Garrison, Griffin, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--40.

Excused: Anderson, Coates, Crain, Ellis, Halligan, Mazzei, Newberry and Shortey.--8.

The bill passed.

HB 1622, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1695** was adopted upon motion of Senator Treat.

HB 1695, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Aldridge, Allen, Barrington, Bass, Boggs, Brecheen, Brooks, Brown, Burrage, Fields, Ford, Garrison, Griffin, Ivester, Johnson (C), Johnson (R), Justice, Loveless, Marlatt, McAffrey, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Treat and Wyrick.--31.

Nay: Ballenger, Bingman, Branan, Brinkley, Dahm, David, Holt, Jolley and Sykes.--9.

Excused: Anderson, Coates, Crain, Ellis, Halligan, Mazzei, Newberry and Shortey.--8.

The bill passed.

Senators Ballenger, Brinkley and Dahm desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 34; Nay: 6; Excused: 8.

The emergency passed.

HB 1695, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2055** was adopted upon motion of Senator Treat.

HB 2055, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Dahm, David, Fields, Ford, Garrison, Griffin, Holt, Ivester, Johnson (C), Justice, Loveless, Marlatt, McAffrey, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--38.

Nay: Jolley.--1.

Excused: Anderson, Coates, Crain, Ellis, Halligan, Johnson (R), Mazzei, Newberry and Shortey.--9.

The bill passed.

HB 2055, together with the conference committee report thereon, was ordered returned to the Honorable House.

Senator Marlatt presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2099** was adopted upon motion of Senator Treat.

HB 2099, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Allen, Ballenger, Barrington, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Dahm, David, Fields, Ford, Garrison, Griffin, Holt, Ivester, Johnson (C), Jolley, Justice, Loveless, Marlatt, McAffrey, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--37.

Excused: Aldridge, Anderson, Bass, Coates, Crain, Ellis, Halligan, Johnson (R), Mazzei, Newberry and Shortey.--11.

The bill passed.

HB 2099, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1763** was adopted upon motion of Senator Sykes.

HB 1763, as amended in conference, was read at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Aldridge, Allen, Ballenger, Barrington, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Dahm, David, Fields, Ford, Garrison, Griffin, Holt, Ivester, Johnson (C), Jolley, Justice, Loveless, Marlatt, McAffrey, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--38.

Excused: Anderson, Bass, Coates, Crain, Ellis, Halligan, Johnson (R), Mazzei, Newberry and Shortey.--10.

The bill passed.

HB 1763, together with the conference committee report thereon, was ordered returned to the Honorable House.

Senator Fields presiding.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2226** was adopted upon motion of Senator Griffin.

HB 2226, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Aldridge, Allen, Barrington, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Dahm, David, Fields, Ford, Griffin, Holt, Ivester, Johnson (R), Jolley, Justice, Loveless, Marlatt, Mazzei, Schulz, Sharp, Shaw, Simpson, Standridge, Stanislawski, Sykes and Treat.--31.

Nay: Ballenger, Bass, Burrage, Garrison, Johnson (C), McAffrey, Paddack, Shumate, Sparks and Wyrick.--10.

Excused: Anderson, Coates, Crain, Ellis, Halligan, Newberry and Shortey.--7.

The bill passed and the emergency passed.

HB 2226, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1418** was adopted upon motion of Senator McAffrey.

HB 1418, as amended in conference, was read at length.

On the question of passage of the bill and emergency, the vote resulted as follows:

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Dahm, David, Fields, Ford, Garrison, Griffin, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--41.

Excused: Anderson, Coates, Crain, Ellis, Halligan, Mazzei and Shortey.--7.

The bill and emergency passed.

HB 1418, together with the conference committee report thereon, was ordered returned to the Honorable House.

GENERAL ORDER

HJR 1060 by Floyd of the House and McAffrey of the Senate was called up for consideration.

Senator McAffrey moved that **HJR 1060** be advanced, which motion was declared adopted.

THIRD READING

HJR 1060 was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Dahm, David, Fields, Ford, Garrison, Griffin, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--41.

Excused: Anderson, Coates, Crain, Ellis, Halligan, Mazzei and Shortey.--7.

The bill passed.

HJR 1060 was properly signed and ordered returned to the Honorable House.

INTRODUCTION

Senator Shumate introduced his wife, Jillian, to the Senate.

CHANGE IN CONFEREES

Advising change in Senate conferees as follows:

HB 1465 – remove GCCA and name Holt, Jolley, Justice, Brinkley, Sparks, Burrage

HB 2232 – remove GCCA and name Barrington, Jolley, Justice, Brinkley, Burrage, Sparks

REPORT OF ENGROSSED AND ENROLLED MEASURES

SB 249 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

SRs 36, 37 and 38 were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1426, 2182, 2308 and 2310** and **HJR 1056**.

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

Advising the signing of and transmitting for signature Enrolled **HCR 1012**.

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

Advising passage of and transmitting for consideration Engrossed **HJR 1071**.

HJR 1071 – By McDaniel (Jeannie) of the House and Simpson of the Senate.
A Joint Resolution approving permanent rules of the State Board of Licensed Social Workers; and directing distribution.

The above-numbered measure was read the first time.

Advising fourth reading of and returning Enrolled **SB 249**.

The above-numbered enrolled measures were referred to the Governor.

Advising conferees unable to agree on the following:

HB 1465 - remove as author Senator Holt and substitute with Senator Brecheen and add as coauthor Holt

HB 2232

HB 2264 - coauthored by Proctor of the House and Branam and Sparks of the Senate

MESSAGE FROM THE HOUSE

Advising rejection of CCR, requesting further conference with the following instructions and naming same House conferees to Engrossed:

HB 2097 - Jackson, Derby, Armes, Biggs, Christian, Hall, Schwartz, Sanders, Dorman and Virgin

“Retain only the following section:

SECTION 1. AMENDATORY 37 O.S. 2011, Section 600.3, is amended to read as follows:

Section 600.3 A. It is unlawful for any person to sell, give or furnish in any manner any tobacco product, tobacco-derived product or vapor product to another person who is under eighteen (18) years of age, or to purchase in any manner a tobacco product, tobacco-derived product or vapor product on behalf of any such person. It shall not be unlawful for an employee under eighteen (18) years of age to handle tobacco products, tobacco-derived products or vapor products when required in the performance of the employee's duties.”

**MESSAGE FROM THE HOUSE
CONFERENCE COMMITTEE REPORT**

Transmitting the following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measures as amended:

HB 1441 - (2nd CCR)

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

CONFERENCE COMMITTEE REPORTS SUBMITTED

Conference committee reports were read on the following bills:

SB 330, coauthored by Condit, Brown, Scott, Cannaday, McDaniel (Curtis), Perryman

SB 355 – conferees unable to agree

SB 387

SB 521 – conferees unable to agree

SB 792

SBs 355 and **521** will revert to the status occupied before being sent to conference and will remain on the calendar under “House Amendments to Senate Bills”.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Friday, May 25, 2013, at 9:30 a.m., which motion prevailed.

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

SB 249 - Coauthored by Sharp

SB 330 - Coauthored by Condit, Brown, Scott, Cannaday, McDaniel (Curtis), Perryman; Coauthored by Inman

SB 343 - Coauthored by Allen

SB 792 - Coauthored by Cleveland

SR 36 - Coauthored by all other Senators

SR 37 - Coauthored by all other Senators

HB 2055 - Coauthored by Sparks

HB 2099 - Coauthored by Condit

Pursuant to the Schulz motion, the Senate adjourned at 4:25 p.m. to meet Friday, May 25, 2013, at 9:30 a.m.