Senate Journal

First Regular Session of the Fifty-fifth Legislature
of the State of Oklahoma
Twenty-fifth Legislative Day, Thursday, March 12, 2015

The Senate was called to order by Senator Griffin.

Roll Call:

Present: Allen, Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Griffin, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.—45.

Excused: Garrison and Halligan.—2.

Vacancy: District 11.—1.

Senator Griffin declared a quorum present.

The prayer was offered by Pastor Tim Dotson, First Christian Church of Sapulpa, Broken Arrow, the guest of Senator David.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 97, 158, 211, 313, 370, 383, 396, 453, 465, 469, 487, 525, 526, 528, 549, 570, 571, 574, 575, 578, 583, 586, 587, 600, 623, 771, 774, 790, 809 and **828** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SCR 12 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

GENERAL ORDER

SB 470 by Marlatt of the Senate and Osborn of the House was called up for consideration.

Senator Marlatt moved to amend **SB 470**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Marlatt moved that **SB 470** be advanced, which motion was declared adopted.

THIRD READING

SB 470 was read for the third time at length.

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

Aye: Barrington, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Griffin, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--40.

Excused: Allen, Anderson, Bass, Garrison, Halligan, Paddack and Pittman.--7.

Vacancy: District 11.--1.

The bill passed.

Pursuant to Rule 8-32, Senator Marlatt served notice that the vote be reconsidered whereby **SB 470** passed.

GENERAL ORDER

SB 468 by Marlatt of the Senate and Calvey of the House was called up for consideration.

Senator Marlatt moved to amend **SB 468**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Holt moved to amend the floor substitute to **SB 468**, Page 2, Line 5, by inserting after the period (.) the following:

"The provisions of this section shall not apply to any ordinance, resolution, rule, regulation or other form of official policy adopted or implemented prior to December 31, 2014.", which amendment was declared adopted.

Senator Marlatt moved to amend the floor substitute to **SB 468**, Page 1, by restoring the title and emergency clause, which amendment was declared adopted.

Senator Marlatt moved that **SB 468** be advanced, which motion was declared adopted.

THIRD READING

SB 468 was read for the third time at length.

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

Aye: Anderson, Barrington, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Ford, Fry, Griffin, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Stanislawski, Sykes, Thompson, Treat and Yen.--37.

Nay: Floyd, Pittman, Standridge and Wyrick.--4.

Excused: Allen, Bass, Garrison, Halligan, Paddack and Sparks.--6.

Vacancy: District 11.--1.

The bill and emergency passed.

SB 468 was referred for engrossment.

Senator Stanislawski presiding.

GENERAL ORDER

SB 668 by Jolley of the Senate and McDaniel (Randy) of the House was called up for consideration.

Senator Jolley moved to amend **SB 668**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Jolley moved that **SB 668** be advanced, which motion was declared adopted.

THIRD READING

SB 668 was read for the third time at length.

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

Aye: Barrington, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Ford, Fry, Griffin, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--37.

Nay: Anderson, Floyd, Smalley and Wyrick.--4.

Excused: Allen, Bass, Garrison, Halligan, Paddack and Sparks.--6.

Vacancy: District 11.--1.

The bill and emergency passed.

SB 668 was referred for engrossment.

Senator Griffin presiding.

GENERAL ORDER

SB 684 by Jolley of the Senate and Hickman of the House was called up for consideration.

Senator Jolley moved to amend **SB 684**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Jolley moved that **SB 684** be advanced, which motion was declared adopted.

THIRD READING

SB 684 was read for the third time at length.

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

Aye: Anderson, Barrington, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Griffin, Holt, Jech, Jolley, Justice,

Loveless, Marlatt, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--41.

Excused: Allen, Bass, Garrison, Halligan, Paddack and Sparks.--6.

Vacancy: District 11.--1.

The bill passed.

SB 684 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Marlatt moved to reconsider the vote whereby **SB 470** passed, which motion was declared adopted upon roll call as follows:

Aye: Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, David, Fields, Floyd, Ford, Fry, Griffin, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Standridge, Stanislawski, Thompson, Treat, Wyrick and Yen.--40.

Nay: Dahm.--1.

Excused: Allen, Garrison, Halligan, Paddack, Sparks and Sykes.--6.

Vacancy: District 11.--1.

THIRD READING

Senator Marlatt moved to reconsider the vote whereby **SB 470** was advanced, which motion was declared adopted.

GENERAL ORDER

SB 470 by Marlatt of the Senate and Osborn of the House was called up for further consideration.

Senator Marlatt moved to amend the floor substitute to **SB 470**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Marlatt moved that **SB 470** be advanced, which motion was declared adopted.

THIRD READING

SB 470 was read for the third time at length.

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

Aye: Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Griffin, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--42.

Excused: Allen, Garrison, Halligan, Paddack and Sparks.--5.

Vacancy: District 11.--1.

The bill passed.

SB 470 was referred for engrossment.

GENERAL ORDER

SB 359 by Brooks of the Senate and Christian of the House was called up for consideration.

Senator Brooks moved to amend **SB 359**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Brooks moved that **SB 359** be advanced, which motion was declared adopted.

THIRD READING

SB 359 was read for the third time at length.

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

Aye: Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Griffin, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--41.

Excused: Allen, Brown, Garrison, Halligan, Paddack and Sparks.--6.

Vacancy: District 11.--1.

The bill passed.

SB 359 was referred for engrossment.

GENERAL ORDER

SB 808 by Bingman and Fields of the Senate and Sears of the House was called up for consideration.

Senator Schulz moved to amend **SB 808**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Schulz moved that **SB 808** be advanced, which motion was declared adopted.

THIRD READING

SB 808 was read for the third time at length.

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

Aye: Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Griffin, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--41.

Excused: Allen, Brown, Garrison, Halligan, Paddack and Sparks.--6.

Vacancy: District 11.--1.

The bill passed.

SB 808 was referred for engrossment.

GENERAL ORDER

SB 638 by Schulz of the Senate and Ortega of the House was called up for consideration.

Senator Schulz moved to amend **SB 638**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Schulz moved that **SB 638** be advanced, which motion was declared adopted.

THIRD READING

SB 638 was read for the third time at length.

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

Aye: Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Griffin, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--42.

Excused: Allen, Garrison, Halligan, Paddack and Sparks.--5.

Vacancy: District 11.--1.

The bill passed.

SB 638 was referred for engrossment.

GENERAL ORDER

SB 358 by Shaw of the Senate and Cox of the House was called up for consideration.

Senator Shaw moved to amend **SB 358**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Shaw moved that **SB 358** be advanced, which motion was declared adopted.

THIRD READING

SB 358 was read for the third time at length.

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

Aye: Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Griffin, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson, Wyrick and Yen.--41.

Nay: Treat.--1.

Excused: Allen, Garrison, Halligan, Paddack and Sparks.--5.

Vacancy: District 11.--1.

The bill passed.

SB 358 was referred for engrossment.

GENERAL ORDER

SB 502 by Quinn et al of the Senate and Sears of the House was called up for consideration.

Senator Mazzei moved that **SB 502** be advanced, which motion was declared adopted.

THIRD READING

SB 502 was read for the third time at length.

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

Aye: Anderson, Barrington, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Ford, Fry, Griffin, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Paddack, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--39.

Nay: Bass, Floyd, Pittman and Wyrick.--4.

Excused: Allen, Garrison, Halligan and Sparks.--4.

Vacancy: District 11.--1.

The bill passed.

SB 502 was referred for engrossment.

GENERAL ORDER

SB 298 by Quinn of the Senate and Mulready of the House was called up for consideration.

Senator Jolley moved to amend **SB 298**, Page 7, Line 18, by inserting after the semicolon ";" the word "and"; and, Page 7, Lines 19 through 22, by deleting paragraph 2 and renumbering the subsequent paragraph, which amendment was declared adopted.

Senator Quinn moved to amend **SB 298**, Page 3, Line 14, by deleting all language after the word "after" and before the period "." and inserting "January 1, 2016", which amendment was declared adopted.

Senator Jolley moved to amend **SB 298**, Page 7, Line 8 ½ , by inserting a new subsection F to read as follows:

”F. This act requires the complete and proper disclosure, transparency and accountability relating to any method of payment for life insurance policies, annuities and retained assets regulated by the Insurance Department for those currently in force and those issued and delivered on or after January 1, 2016. This act shall not restrict the state or its agent from assisting the insurer in locating beneficiaries or persons otherwise entitled to payment of claim proceeds for policies issued and delivered before January 1, 2016, as provided in the Uniform Unclaimed Property Act.”, and by re-lettering subsequent subsections, which amendment failed of adoption upon roll call as follows:

Aye: Bass, Bingman, Brinkley, David, Fields, Floyd, Griffin, Holt, Jolley, Marlatt, Paddack, Pittman, Sparks, Stanislawski, Sykes, Treat and Wyrick.--17.

Nay: Anderson, Barrington, Bice, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, Ford, Fry, Jech, Justice, Loveless, Mazzei, Newberry, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Standridge, Thompson and Yen.--27.

Excused: Allen, Garrison and Halligan.--3.

Vacancy: District 11.--1.

Senator Quinn moved that **SB 298** be advanced, which motion was declared adopted.

THIRD READING

SB 298 was read for the third time at length.

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

Aye: Anderson, Barrington, Bice, Bingman, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, Fields, Ford, Fry, Jech, Justice, Loveless, Marlatt, Mazzei, Newberry, Paddack, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Standridge, Sykes, Thompson and Yen.--32.

Nay: Bass, Brinkley, David, Floyd, Griffin, Holt, Jolley, Pittman, Sparks, Stanislawski, Treat and Wyrick.--12.

Excused: Allen, Garrison and Halligan.--3.

Vacancy: District 11.--1.

The bill passed.

SB 298 was referred for engrossment.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, March 16, 2015, at 1:30 p.m., which motion prevailed.

SECOND READING

The following was read for the second time and referred as indicated:

SB 831 – Direct To Calendar

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

HB 1518 - Coauthored by Matthews
Coauthored by Billy
Coauthored by Griffin
HB 1725 - Coauthored by Perryman
HJR 1012 - Coauthored by Hall

Pursuant to the Schulz motion, the Senate adjourned at 10:15 a.m. to meet Monday, March 16, 2015, at 1:30 p.m.