Senate Journal

First Regular Session of the Fifty-fifth Legislature
of the State of Oklahoma
Thirty-seventh Legislative Day, Tuesday, April 7, 2015

The Senate was called to order by Senator David.

Roll Call:

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

Excused: Brooks and Shortey.—2.

Vacancy: District 11.—1.

Senator David declared a quorum present.

The prayer was offered by Brother Daniel Smith, Sallisaw First Assembly, Sallisaw, the guest of Senator Allen.

REPORT OF ENGROSSED AND ENROLLED MEASURES

HB 1042 was correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 23, 126, 152, 250, 479, 575, 638, 763 and **831** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

SR 22 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

FIRST READING

The following was introduced and read the first time:

SR 25 – By Fields.
A Resolution proclaiming April 7, 2015, as the 19th Annual 4-H Day at the Oklahoma State Capitol; celebrating youth who have made an impact on the community; encouraging citizens to continue "Extending Knowledge, Changing Lives"; and directing distribution.

UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR

Senator Fields asked unanimous consent to refer **SR 25** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 25 by Fields was called up for consideration.

All other members of the Senate asked to coauthor **SR 25**, which was the order.

SR 25 was adopted upon motion of Senator Fields and referred for enrollment.

INTRODUCTION

Senator Boggs introduced former Senator Richard Lerblance, his wife, Frances and their granddaughter, Alexandria, to the Senate.

UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR

Senator Boggs asked unanimous consent to refer **SR 17** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 17 by Boggs was called up for consideration.

All other members of the Senate asked to coauthor **SR 17**, which was the order.

SR 17 was adopted upon motion of Senator Boggs and referred for enrollment.

GENERAL ORDER

HB 1079 by Ownbey et al of the House and Simpson and Treat of the Senate was called up for consideration.

Senator Simpson moved that **HB 1079** be advanced, which motion was declared adopted.

THIRD READING

HB 1079 was read for the third time at length.

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

Aye: Allen, Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brinkley, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--44.

Excused: Brooks, Marlatt and Shortey.--3.

Vacancy: District 11.—1.

The bill passed.

HB 1079 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1331 by Coody (Ann) and Hoskin of the House and Simpson of the Senate was called up for consideration.

Senator Simpson moved that **HB 1331** be advanced, which motion was declared adopted.

THIRD READING

HB 1331 was read for the third time at length.

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

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

Excused: Brooks and Shortey.--2.

Vacancy: District 11.—1.

The bill and emergency passed.

HB 1331 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1066 by Nollan of the House and Griffin of the Senate was called up for consideration.

Senator Griffin moved that **HB 1066** be advanced, which motion was declared adopted.

THIRD READING

HB 1066 was read for the third time at length.

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

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

Excused: Brooks and Shortey.--2.

Vacancy: District 11.—1.

The bill passed.

HB 1066 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1003 by McDaniel (Randy) of the House and Barrington of the Senate was called up for consideration.

Senator Barrington asked that **HB 1003** be laid over for this legislative day, which was the order.

HB 1003 remains on General Order.

GENERAL ORDER

HB 1903 by Johnson of the House and Barrington of the Senate was called up for consideration.

Senator Barrington moved that **HB 1903** be advanced, which motion was declared adopted.

THIRD READING

HB 1903 was read for the third time at length.

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

Aye: Allen, Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brinkley, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--44.

Excused: Brooks, Shortey and Wyrick.--3.

Vacancy: District 11.—1.

The bill passed.

HB 1903 was properly signed and ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR

Senator Griffin asked unanimous consent to refer **SR 19** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 19 by Griffin et al was called up for consideration.

Senators Fry, Jech, Shaw, Brown, Barrington, Halligan, Anderson, Simpson, Ford, Yen, Newberry, Sykes, Mazzei, Jolley, Bingman, Treat, Schulz, Brinkley, Justice, Thompson, Bice, Loveless, Smalley, Allen, Fields, Quinn, Boggs, Stanislawski, Sharp, Silk, Dahm, Standridge and Sparks asked to coauthor **SR 19**, which was the order.

SR 19 was adopted upon motion of Senator Griffin and referred for enrollment.

MESSAGE FROM THE HOUSE
HAs TO SENATE BILLS

Advising passage of and returning the following engrossed bills as amended:

SB 5 - (Emergency Failed)
SB 64
SB 70

House amendments were read on the above-numbered bills.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1006, 1330, 1438, 1450, 1612** and **1772**.

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

Advising passage of and returning the following Engrossed bills:

SB 38
SB 195 - coauthored by Sharp of the Senate and Hoskin of the House
SB 405
SB 487

The above-numbered measures were referred for enrollment.

Advising fourth reading of and returning Enrolled **SBs 23, 126, 152, 250, 479, 575, 638, 763** and **831**.

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

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, April 8, 2015, at 1:30 p.m., which motion prevailed.

COMMITTEE REPORTS

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

DO PASS:

HB 1007 – Judiciary
Ayes: Crain, Griffin, Holt, Standridge, Sykes, Thompson, Treat
Nays: Floyd, Sparks

HB 1046 – Judiciary
Ayes: Crain, Floyd, Griffin, Holt, Sparks, Standridge, Sykes, Thompson, Treat

HB 1123 – Judiciary
Ayes: Crain, Floyd, Griffin, Holt, Sparks, Standridge, Sykes, Thompson, Treat

HB 1149 – Judiciary
Ayes: Crain, Floyd, Griffin, Holt, Sparks, Standridge, Sykes, Thompson, Treat

HB 1263 – Judiciary
Ayes: Crain, Floyd, Griffin, Sparks, Standridge, Sykes, Thompson

HB 1274 – Judiciary
Ayes: Crain, Floyd, Griffin, Sparks, Standridge, Sykes, Thompson

HB 1320 – Judiciary
Ayes: Crain, Floyd, Griffin, Sparks, Standridge, Sykes, Thompson

HB 1449 – Judiciary
Ayes: Griffin, Holt, Standridge, Sykes, Thompson
Nays: Crain, Floyd, Sparks, Treat

HB 1508 – Judiciary
Ayes: Crain, Floyd, Griffin, Holt, Sparks, Standridge, Sykes, Thompson, Treat

HB 1548 – Judiciary
Ayes: Crain, Floyd, Griffin, Holt, Sparks, Standridge, Sykes, Thompson, Treat

HB 1653 – Tourism and Wildlife
Ayes: Anderson, Bass, Boggs, Brecheen, Brown, Fields, Garrison, Justice, Sharp, Shaw

HB 1774 – Tourism and Wildlife
Ayes: Anderson, Bass, Boggs, Brecheen, Brown, Fields, Garrison, Justice, Sharp, Shaw

HB 1806 – Judiciary
Ayes: Crain, Floyd, Griffin, Sparks, Standridge, Sykes, Thompson, Treat

HB 1855 – Judiciary
Ayes: Crain, Floyd, Griffin, Holt, Sparks, Standridge, Sykes, Thompson, Treat

HB 1857 – Tourism and Wildlife
Ayes: Anderson, Bass, Boggs, Brecheen, Brown, Fields, Garrison, Justice, Sharp, Shaw

HB 2152 – Judiciary
Ayes: Crain, Floyd, Griffin, Holt, Sparks, Standridge, Sykes, Thompson, Treat

DO PASS, As Amended:

HB 1400 – Finance
Ayes: Brinkley, Dahm, David, Ford, Halligan, Jech, Jolley, Mazzei, Quinn, Simpson, Sparks, Wyrick, Yen

HB 1554 – Finance
Ayes: Brinkley, Dahm, David, Ford, Halligan, Jech, Mazzei, Quinn, Simpson, Yen
Nays: Sparks, Wyrick

HB 1693 – Finance
Ayes: Brinkley, Dahm, David, Ford, Halligan, Jech, Jolley, Quinn, Simpson, Sparks, Yen
Nays: Mazzei, Paddack, Wyrick

HB 1725 – Judiciary
Ayes: Crain, Floyd, Griffin, Holt, Sparks, Standridge, Sykes, Thompson, Treat

HB 1743 – Finance
Ayes: Brinkley, Dahm, David, Ford, Halligan, Jech, Jolley, Mazzei, Paddack, Quinn, Simpson, Sparks, Wyrick, Yen

HB 1747 – Finance
Ayes: Brinkley, Dahm, David, Ford, Halligan, Jech, Jolley, Mazzei, Paddack, Quinn, Schulz, Simpson, Sparks, Yen
Nays: Wyrick

CS for **HB 1773** – Judiciary
Ayes: Crain, Floyd, Griffin, Holt, Sparks, Standridge, Sykes, Thompson, Treat

HB 1778 – Finance
Ayes: Brinkley, Dahm, David, Ford, Halligan, Jech, Jolley, Mazzei, Quinn, Simpson, Sparks, Wyrick, Yen

CS for **HB 1825** – Finance
Ayes: Brinkley, David, Ford, Halligan, Jech, Jolley, Mazzei, Paddack, Quinn, Simpson, Sparks, Wyrick, Yen
Nays: Dahm

HB 1834 – Judiciary
Ayes: Crain, Floyd, Griffin, Holt, Sparks, Standridge, Sykes, Thompson, Treat

HB 1920 – Judiciary
Ayes: Crain, Floyd, Griffin, Holt, Sparks, Standridge, Sykes, Thompson, Treat

CS for **HB 1962** – Finance
Ayes: Brinkley, Dahm, David, Ford, Halligan, Jech, Jolley, Mazzei, Paddack, Quinn, Simpson, Sparks, Yen
Nays: Wyrick

CS for **HB 1963** – Finance
Ayes: Brinkley, Dahm, David, Ford, Halligan, Jech, Jolley, Mazzei, Paddack, Quinn, Simpson, Yen
Nays: Sparks, Wyrick

HB 1964 – Judiciary
Ayes: Crain, Floyd, Griffin, Holt, Sparks, Standridge, Sykes, Thompson, Treat

HB 2165 – Judiciary
Ayes: Crain, Floyd, Griffin, Holt, Sparks, Standridge, Sykes, Thompson, Treat

HB 2182 – Finance
Ayes: Brinkley, Dahm, David, Ford, Halligan, Jech, Jolley, Mazzei, Quinn, Simpson, Sparks, Wyrick, Yen

HB 2183 – Finance
Ayes: Brinkley, Dahm, David, Ford, Halligan, Jech, Jolley, Mazzei, Quinn, Simpson, Sparks, Wyrick, Yen

FIRST READING

The following were introduced and read the first time:

SCR 15 – By Paddack of the Senate and Thomsen of the House.
A Concurrent Resolution declaring May as Motorcycle Safety Awareness Month in the State of Oklahoma; encouraging the motoring public to be more aware of motorcycles; encouraging all riders to seek and receive appropriate training; and directing distribution.

SR 26 – By Jolley.
A Resolution commending the Boys & Girls Clubs of Oklahoma for the outstanding services they provide young people and their families; and directing distribution.

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

SB 563 - Remove as author Senator Crain; authored by Smalley
HB 1007 - Coauthored by Brecheen
Remove as author Senator Brecheen; authored by Senator Newberry
HB 1515 - Coauthored by Pittman
HB 2154 - Coauthored by Sharp
HCR 1005 - Coauthored by Lepak
HJR 1018 - Coauthored by Lepak

MESSAGES FROM THE GOVERNOR

Advising her approval April 7, 2015, of Enrolled **SBs 24, 46, 50, 55, 62, 206, 229, 331, 336, 345, 394, 429, 462** and **725**.

Pursuant to the Schulz motion, the Senate adjourned at 2:50 p.m. to meet Wednesday, April 8, 2015, at 1:30 p.m.