

Senate Journal

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

Forty-third Legislative Day, Thursday, April 16, 2015

The Senate was called to order by Senator Fields.

Roll Call:

Present: Anderson, Barrington, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Dahm, David, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.—44.

Excused: Allen, Bass, Crain and Garrison.—4.

Senator Fields declared a quorum present.

The prayer was offered by Mike Butler, Crosspointe Church, Norman, the guest of Senator Standridge.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 11, 20, 54, 97, 214, 223, 234, 236, 246, 247, 255, 297, 347, 348, 411, 434, 516, 560, 658, 690, 701, 753 and 774 were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

HBs 1124, 1322, 1403, 1508, 1614, 1717, 1732, 1902, 2154 and 2208 were each correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SR 23 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

FIRST READING

The following was introduced and read the first time:

SCR 18 – By Quinn of the Senate and Derby of the House.

A Concurrent Resolution recalling from the Office of the Governor Enrolled Senate Bill No. 542, passed by the 1st Session of the 55th Oklahoma Legislature.

INTRODUCTIONS

Senator Standridge introduced his wife, Lisa, son, Harrison, and daughter, Harper, and asked unanimous consent, which was granted, that she be named Junior Senator for this legislative day; Senator Silk introduced his daughter, Sophia Joy; and Senator Fry introduced former Senator Randy Brogden, to the Senate.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Holt asked unanimous consent to refer **SR 27** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 27 by Holt et al was called up for consideration.

All other members of the Senate asked to coauthor **SR 27**, which was the order.

SR 27 was adopted upon motion of Senator Holt and referred for enrollment.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator David asked unanimous consent to refer **SR 1** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 1 by David was called up for consideration.

All other members of the Senate asked to coauthor **SR 1**, which was the order.

SR 1 was adopted upon motion of Senator David and referred for enrollment.

GENERAL ORDER

HB 1690 by Caldwell and Nelson of the House and Ford et al of the Senate was called up for consideration.

Senator Ford moved that **HB 1690** be advanced, which motion was declared adopted.

THIRD READING

HB 1690 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, Dahm, David, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jolley, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislowski, Sykes, Thompson, Treat, Wyrick and Yen.--41.

Excused: Allen, Bass, Brown, Crain, Garrison, Jech and Justice.--7.

The bill passed.

HB 1690 was referred for engrossment.

GENERAL ORDER

HB 1052 by McDaniel (Randy) of the House and Jolley of the Senate was called up for consideration.

Senator Jolley moved to amend **HB 1052**, 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 asked unanimous consent that **HB 1052** be laid over temporarily, which was the order.

HB 1052 remains on General Order.

GENERAL ORDER

HB 1691 by Denney of the House and Jolley of the Senate was called up for consideration.

Senator Jolley moved that **HB 1691** be advanced, which motion was declared adopted.

THIRD READING

HB 1691 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, Dahm, David, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--40.

Nay: Wyrick.--1.

Excused: Allen, Anderson, Bass, Brown, Crain, Garrison and Marlatt.--7.

The bill and emergency passed.

HB 1691 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1052 by McDaniel (Randy) of the House and Jolley of the Senate was called up for further consideration.

Senator Jolley asked unanimous consent, which was granted, to suspend Senate Rule 8-23 as it pertains to **HB 1052**.

Senator Jolley moved to amend the floor substitute to **HB 1052**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Jolley moved that **HB 1052** be advanced, which motion was declared adopted.

THIRD READING

HB 1052 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, Brooks, Dahm, David, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--40.

Excused: Allen, Anderson, Bass, Brown, Crain, Garrison and Smalley.--7.

Not Voting: Brinkley. --1.

The bill passed.

*Senator Brinkley asked to be shown not voting on **HB 1052** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

HB 1052 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to **SB 782** were concurred in upon motion of Senator Jolley.

SB 782, as amended by the Honorable House, was read at length.

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

Aye: Bice, Bingman, Brecheen, Brinkley, Brooks, Dahm, David, Fields, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shortey, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--35.

Nay: Barrington, Boggs, Floyd, Paddack, Shaw, Sparks and Wyrick.--7.

Excused: Allen, Anderson, Bass, Brown, Crain and Garrison.--6.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Quinn asked unanimous consent to refer **SCR 18** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 18 by Quinn of the Senate was called up for consideration.

SCR 18 was adopted upon motion of Senator Quinn and referred for engrossment.

GENERAL ORDER

HB 1774 by McCall et al of the House and Simpson of the Senate was called up for consideration.

Senator Simpson moved that **HB 1774** be advanced, which motion was declared adopted.

THIRD READING

HB 1774 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, David, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Justice, Loveless, Marlatt, Matthews, Paddack, Pittman, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Thompson, Wyrick and Yen.--34.

Nay: Dahm, Jolley, Mazzei, Newberry, Quinn, Stanislawski, Sykes and Treat.--8.

Excused: Allen, Anderson, Bass, Brown, Crain and Garrison.--6.

The bill passed.

HB 1774 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1778 by McCall of the House and Simpson of the Senate was called up for consideration.

Senator Simpson moved that **HB 1778** be advanced, which motion was declared adopted.

THIRD READING

HB 1778 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, Dahm, David, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--42.

Excused: Allen, Anderson, Bass, Brown, Crain and Garrison.--6.

The bill passed.

HB 1778 was referred for engrossment.

GENERAL ORDER

HB 2217 by Mulready of the House and Stanislawski of the Senate was called up for consideration.

Senator Stanislawski moved to amend **HB 2217**, 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 Stanislawski moved to amend the floor substitute to **HB 2217**, Page 1, by striking the title, which amendment was declared adopted.

Senator Stanislawski moved that **HB 2217** be advanced, which motion was declared adopted.

THIRD READING

HB 2217 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, Dahm, David, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Paddack, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--40.

Excused: Allen, Anderson, Bass, Brown, Crain, Garrison, Matthews and Pittman.--8.

The bill passed.

HB 2217 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED MEASURE

SCR 18 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

HB 1793 by Roberts (Sean) of the House and David of the Senate was called up for consideration.

Senator David moved to amend **HB 1793**, Page 7, Line 23, after the word "Statutes" by inserting the following words, "; Provided, any person who fails to complete any required drug program shall not be exempt from disclosure", which amendment was declared adopted.

Senator David moved that **HB 1793** be advanced, which motion was declared adopted.

THIRD READING

HB 1793 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, David, Fields, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--39.

Nay: Dahm.--1.

Excused: Allen, Anderson, Bass, Brown, Crain, Floyd, Garrison and Pittman.--8.

The bill passed.

HB 1793 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to **SB 323** were rejected upon motion of Senator Schulz, conference requested, and Senate conferees to be named later.

MESSAGES FROM THE HOUSE

Advising passage of and returning the following Engrossed bills:

SB 189

SB 635 - (Emergency Failed)

The above-numbered measures were referred for enrollment.

Advising fourth reading of and transmitting for signature Enrolled **HBS 1040, 1149, 1274, 1294, 1318, 1405, 1437, 1548, 1806** and **1857**.

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

Advising fourth reading of and returning Enrolled **SBs 11, 20, 54, 97, 214, 223, 234, 236, 246, 247, 255, 297, 347, 348, 411, 434, 516, 560, 658, 690, 701, 753** and **774**.

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

**MESSAGES FROM THE HOUSE
HAs TO SENATE BILLS**

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

SB 134 - coauthored by Hoskin of the House
SB 155 - coauthored by Hoskin of the House
SB 248
SB 312
SB 322
SB 340
SB 352
SB 380
SB 383
SB 398 - coauthored by Hoskin of the House
SB 424 - coauthored by Virgin of the House
SB 425
SB 453
SB 465
SB 502 - coauthored by Roberts (Sean) and Sanders of the House
SB 528
SB 578 - coauthored by Shelton of the House
SB 587
SB 591
SB 656 - coauthored by Cleveland, Echols and Osborn of the House

House amendments were read on the above-numbered bills.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, April 20, 2015, at 1:30 p.m., which motion prevailed.

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

HB 1554 - Coauthored by Sanders
HB 2182 - Coauthored by Faught

Pursuant to the Schulz motion, the Senate adjourned at 11:10 a.m. to meet Monday, April 20, 2015, at 1:30 p.m.