Senate Journal

First Regular Session of the Fifty-fifth Legislature
of the State of Oklahoma
Fifty-second Legislative Day, Tuesday, May 5, 2015

The Senate was called to order by Senator Griffin.

Roll Call:

Present: Allen, Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, 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.—46.

Excused: Brown and Pittman.—2.

Senator Griffin declared a quorum present.

The prayer was offered by Justin Coffee, Frontline Church Downtown, Oklahoma City, the guest of Senator Treat.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 41, 134, 136, 322, 326, 340, 439, 455, 474 and **715** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

PENDING CONSIDERATION OF HAs

HAs to **SB 147** were concurred in upon motion of Senator Simpson.

SB 147, as amended by the Honorable House, was read 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, Brooks, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Mazzei, Newberry, Paddack, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--42.

Excused: Brown, Marlatt, Matthews, Pittman, Shortey and Sparks.--6.

The bill and emergency passed.

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

PENDING CONSIDERATION OF HAs

HAs to **SB 494** were concurred in upon motion of Senator Holt.

SB 494, as amended by the Honorable House, was read at length.

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

Aye: Barrington, Bass, Bice, Brinkley, Brooks, Crain, David, Fields, Floyd, Fry, Garrison, Griffin, Holt, Jech, Justice, Loveless, Paddack, Quinn, Schulz, Sharp, Shaw, Shortey, Simpson, Smalley, Thompson, Treat, Wyrick and Yen.--28.

Nay: Allen, Anderson, Boggs, Brecheen, Dahm, Mazzei, Newberry, Silk, Standridge and Sykes.--10.

Excused: Bingman, Brown, Ford, Halligan, Jolley, Marlatt, Matthews, Pittman, Sparks and Stanislawski.--10.

The bill passed.

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

PENDING CONSIDERATION OF HAs

HAs to **SB 29** were concurred in upon motion of Senator Brecheen.

SB 29, as amended by the Honorable House, was read 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, Brooks, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Matthews, Mazzei, Newberry, Paddack, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--45.

Excused: Brown, Marlatt and Pittman.--3.

The bill and emergency passed.

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

UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR

Senator Halligan asked unanimous consent to refer **HCR 1006** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1006 by Denney et al of the House and Halligan of the Senate was called up for consideration.

HCR 1006 was adopted upon motion of Senator Halligan, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAs

HAs to **SB 248** were concurred in upon motion of Senator Mazzei.

SB 248, as amended by the Honorable House, was read 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, Brooks, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Matthews, Mazzei, Newberry, Paddack, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Treat, Wyrick and Yen.--44.

Excused: Brown, Marlatt, Pittman and Thompson.--4.

The bill passed.

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

UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR

Senator Paddack asked unanimous consent to refer **SCR 15** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 15 by Paddack of the Senate and Thomsen of the House was called up for consideration.

All other members of the Senate asked to coauthor **SCR 15**, which was the order.

SCR 15 was adopted upon motion of Senator Paddack and referred for engrossment.

PENDING CONSIDERATION OF HAs

HAs to **SB 751** were concurred in upon motion of Senator David.

SB 751, as amended by the Honorable House, was read 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, Brooks, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, 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 and Yen.--44.

Excused: Brown, Matthews, Pittman and Wyrick.--4.

The bill passed.

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

PENDING CONSIDERATION OF JCR

The **JCR** on **HB 2234** was adopted upon motion of Senator Brinkley.

HB 2234 was read 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, Brooks, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, 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.--45.

Excused: Brown, Matthews and Pittman.--3.

The bill and emergency passed.

HB 2234 together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAs

HAs to **SB 376** were concurred in upon motion of Senator Newberry.

SB 376, as amended by the Honorable House, was read at length.

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

Aye: Barrington, Bice, Bingman, Brinkley, Brooks, David, Fields, Floyd, Ford, Fry, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Newberry, Schulz, Sharp, Shaw, Simpson, Smalley, Sparks, Stanislawski, Thompson, Treat and Yen.--28.

Nay: Allen, Anderson, Bass, Boggs, Brecheen, Dahm, Garrison, Griffin, Mazzei, Paddack, Quinn, Shortey, Silk, Standridge, Sykes and Wyrick.--16.

Excused: Brown, Crain, Matthews and Pittman.--4.

The bill passed.

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

PENDING CONSIDERATION OF HAs

HAs to **SB 377** were concurred in upon motion of Senator Newberry.

SB 377, as amended by the Honorable House, was read at length.

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

Aye: Allen, Anderson, Barrington, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, 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 and Yen.--42.

Nay: Bass and Wyrick.--2.

Excused: Brown, Crain, Matthews and Pittman.--4.

The bill passed.

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

PENDING CONSIDERATION OF HAs

HAs to **SB 339** were concurred in upon motion of Senator Loveless.

SB 339, as amended by the Honorable House, was read 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, Garrison, Griffin, Halligan, Holt, Jech, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--41.

Nay: Bass and Wyrick.--2.

Excused: Allen, Brown, Crain, Jolley and Pittman.--5.

The bill passed.

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

PENDING CONSIDERATION OF HAs

HAs to **SB 459** were rejected upon motion of Senator Schulz, conference requested, and Senate conferees to be named later.

SCs NAMED

Upon motion of Senator Schulz, Senate conferees were appointed as follows:

SB 412 - GCCA
SB 460 – Floyd, Sykes, David, Griffin, Treat, Crain, Sparks

PENDING SENATE ACTION
HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Schulz, the request of the Honorable House for conference on **HBs 1116** and **1269** was ordered granted and bills referred to GCCA.

Upon motion of Senator Schulz, the request of the Honorable House for conference on the following bills was ordered granted and Senate conferees appointed as follows:

HB 1773 – Newberry, Sykes, Crain, Dahm, Treat, Sparks, Floyd
HB 1904 – Mazzei, Barrington, Newberry, Brinkley, Sykes, Sparks, Garrison
HJR 1024 – Justice, Mazzei, Jolley, Marlatt, Griffin, Pittman, Floyd

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1044, 1047, 1748** and **2235**.

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

Advising rejection of **SAs** to the following bill, requesting conference and naming House Conference Committee on:

HB 1890 - Conference Committee on Economic Development, Commerce and Real Estate

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1118, 1148, 1616** and **2208**.

Advising fourth reading of and returning Enrolled **SBs 41, 134, 136, 322, 326, 340, 439, 455, 474** and **715**.

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

Advising the Honorable Senate that the House has rescinded the adoption of **SAs** to **HB 1118**, rejected **SAs** and requested conference. The Speaker named the Conference Committee on Children, Youth and Family Services.

Advising the Honorable Senate pursuant to Article V, Section 30 of the Oklahoma Constitution that the House requests consent of the Honorable Senate to adjourn for more than three (3) days beginning Thursday, May 7, 2015 and ending Monday, May 11, 2015.

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1376, 1628, 1920** and **2187**.

Advising conference granted on Engrossed **SBs** and naming House conferees as follows:

SB 165 - Conference Committee on Public Safety
SB 173 - Conference Committee on Elections and Ethics
SB 372 - Conference Committee on Criminal Justice and Corrections
SB 412 - Conference Committee on Criminal Justice and Corrections
SB 415 - Conference Committee on Business Labor and Retirement Laws
SB 436 - Conference Committee on Insurance
SB 457 - Conference Committee on Judiciary and Civil Procedure
SB 460 - Conference Committee on Criminal Justice and Corrections
SB 642 - Conference Committee on Public Health
SB 688 - Conference Committee on Alcohol, Tobacco and Controlled Substances
SB 711 - Conference Committee on Common Education
SB 720 - Conference Committee on Alcohol, Tobacco and Controlled Substances

EXECUTIVE NOMINATIONS

The following executive nominations were read and referred to the committee indicated:

Drummond, F. Ford, Bartlesville, as a member of the Oklahoma Water Resources Board - Energy

Dubroff, Brian "Max", Edmond, as a member of the Oklahoma Employment Security Comission - Business and Commerce

Herron, Kimberly, Idabel, as a member of the Board of Trustees for Southeastern Oklahoma State University-McCurtain County Campus - Education

Marcum, Monty, Goldsby, as a member of the Oklahoma Horse Racing Commission - Finance

Northrip, Thomas Scott, Sr., Hobart, as a member of the Board of Regents of Western Oklahoma State College - Education

Orbison, James, Tulsa, as a member of the Oklahoma Lottery Commission Board of Trustees - Finance

Rickey, Chandra, Broken Bow, as a member of the Oklahoma Arts Council - Education

Westwood-Money, Kinsey, Okahoma City, as a member of the Oklahoma Horse Racing Commission - Finance

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, May 6, 2015, at 1:30 p.m., which motion prevailed.

FIRST READING

The following was introduced and read the first time:

SB 835 – By Jolley and Treat of the Senate and Sears and Casey of the House.
An Act relating to seasonal employees; declaring seasonal employees of certain state agencies as temporary unclassified employees; authorizing certain state agencies to employ seasonal employees; requiring the certain state agencies report certain employee statistics; providing for codification; and declaring an emergency.

Pursuant to the Schulz motion, the Senate adjourned at 11:00 a.m. to meet Wednesday, May 6, 2015, at 1:30 p.m.