Senate Journal

First Regular Session of the Fifty-fifth Legislature
of the State of Oklahoma
Fifty-eighth Legislative Day, Thursday, May 14, 2015

The Senate was called to order by Senator Brinkley.

Roll Call:

Present: Allen, Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, 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.—48.

Senator Brinkley declared a quorum present.

The prayer was offered by Dr. Bryan Haynes, College Heights Baptist Church, Chickasha, the guest of Senator Justice.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SCR 15 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

SR 36 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

INTRODUCTION

Senator Justice introduced his granddaughter, Jasmyne Bray, to the Senate.

UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR

Senator Jolley asked unanimous consent to refer **SCR 14** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 14 by Jolley of the Senate and Grau of the House was called up for consideration.

All other members of the Senate asked to coauthor **SCR 14**, which was the order.

SCR 14 was adopted upon motion of Senator Jolley and referred for engrossment.

PENDING SENATE ACTION
HOUSE REQUEST FOR CONFERENCE

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

SB 592 – Anderson, Newberry, Barrington, Crain, Smalley, Wyrick, Sparks

MESSAGES FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 15**.

The above-numbered enrolled measure was transmitted to the Secretary of State.

Advising passage of and transmitting for consideration Engrossed **HB 2236**.

HB 2236 – By Sears and Casey of the House and Jolley and Treat of the Senate.
An Act relating to revenue and taxation; amending 68 O.S. 2011, Section 216.3, which relates to a Voluntary Compliance Initiative; reinstituting Initiative for certain period; allowing for waiver of certain costs; providing that certain fees not be waived; excluding certain tax from certain definition; eliminating certain penalty; and declaring an emergency.

The above-numbered measure was read the first time.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Friday, May 15, 2015, at 9:30 a.m., which motion prevailed.

COMMITTEE REPORT

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

DO PASS:

SB 839 – Joint Committee on Appropriations and Budget
Senate:
Ayes: Barrington, Bass, Bingman, Brinkley, Crain, David, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Holt, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Paddack, Quinn, Shaw, Smalley, Sparks, Stanislawski, Thompson, Wyrick

Nays: Anderson, Bice, Boggs, Brecheen, Brooks, Dahm, Jech, Silk, Simpson, Standridge, Sykes, Treat, Yen

House:
Ayes: Brown, Casey, Coody (A), Hoskin, Inman, Martin, McDaniel (J), McPeak, Morrissette, Nelson, Osborn, Peterson, Rousselot, Sears, Sherrer, Wright.--16

Nays: Johnson, McCullough, McDaniel (R), Ortega, Ownbey, Russ, Sanders, Wesselhoft.--8

SECOND READING

The following were read for the second time and referred to committee as indicated:

SB 840 – Joint Committee on Appropriations and Budget
SB 841 – Joint Committee on Appropriations and Budget
SB 842 – Joint Committee on Appropriations and Budget
SB 843 – Joint Committee on Appropriations and Budget
SB 844 – Joint Committee on Appropriations and Budget
SB 845 – Joint Committee on Appropriations and Budget
SB 846 – Joint Committee on Appropriations and Budget
SB 847 – Joint Committee on Appropriations and Budget

FIRST READING

The following were introduced and read the first time:

SB 848 – By Jolley and Treat of the Senate and Sears and Casey of the House.
An Act relating to the Oklahoma Board of Dentistry; providing that employees of Board be in classified service and subject to Merit System of Personnel Administration; providing exceptions; providing for codification; providing an effective date; and declaring an emergency.

SB 849 – By Jolley and Treat of the Senate and Sears and Casey of the House.
An Act relating to the State Election Board; amending 74 O.S. 2011, Section 840-5.24, which relates to State Election Board personnel; exempting State Election Board from Merit System of Personnel Administration; providing an effective date; and declaring an emergency.

SB 850 – By Jolley and Treat of the Senate and Sears and Casey of the House.
An Act relating to relating to the State Department of Health; providing that employees of Department be in classified service and subject to Merit System of Personnel Administration; providing exceptions; providing for codification; providing an effective date; and declaring an emergency.

SB 851 – By Jolley and Treat of the Senate and Sears and Casey of the House.
An Act relating to the Office of Juvenile Affairs; amending 74 O.S. 2011, Section 840-5.15, which relates to Office personnel; modifying employees in unclassified service; providing an effective date; and declaring an emergency.

SB 852 – By Jolley and Treat of the Senate and Sears and Casey of the House.
An Act relating to the Oklahoma Department of Transportation; providing that employees of Department be in classified service and subject to Merit System of Personnel Administration; providing exceptions; providing for codification; providing an effective date; and declaring an emergency.

SB 853 – By Jolley and Treat of the Senate and Sears and Casey of the House.
An Act relating to the Department of Human Services; amending 56 O.S. 2011, Section 26.17, as amended by Section 230, Chapter 304, O.S.L. 2012 (56 O.S. Supp. 2014, Section 26.17), which relates to Department personnel; clarifying language; modifying percentage of employees in unclassified service; providing an effective date; and declaring an emergency.

SB 854 – By Jolley and Treat of the Senate and Sears and Casey of the House.
An Act relating to motor vehicle taxes and fees; amending 47 O.S. 2011, Section 1104, as amended by Section 1, Chapter 347, O.S.L. 2012 (47 O.S. Supp. 2014, Section 1104), which relates to apportionment of revenue; updating apportionment schedule for revenue placed to the credit of specified funds; and providing an effective date.

SB 855 – By Jolley and Treat of the Senate and Sears and Casey of the House.

An Act relating to motor vehicle taxes and fees; amending 47 O.S. 2011, Section 1104, as amended by Section 1, Chapter 347, O.S.L. 2012 (47 O.S. Supp. 2014, Section 1104), which relates to apportionment of revenue; deleting certain apportionment; and providing an effective date.

SB 856 – By Jolley and Treat of the Senate and Sears and Casey of the House.

An Act relating to sales and use tax; amending 68 O.S. 2011, Sections 1353, as amended by Section 540, Chapter 304, O.S.L. 2012 and 1403, as amended by Section 542, Chapter 304, O.S.L. 2012 (68 O.S. Supp. 2014, Sections 1353 and 1403), which relate to apportionment of sales and use tax revenue; deleting obsolete apportionment schedules; and providing an effective date.

SB 857 – By Jolley and Treat of the Senate and Sears and Casey of the House.

An Act relating to gross production tax; amending 68 O.S. 2011, Section 1004, as last amended by Section 3, Chapter 346, O.S.L. 2014 (68 O.S. Supp. 2014, Section 1004), which relates to apportionment of gross production tax; clarifying time period during which revenue is apportioned in specified manner; and providing an effective date.

SB 858 – By Jolley and Treat of the Senate and Sears and Casey of the House.

An Act relating to the Oklahoma Health Care Authority; providing for duties and compensation of employees; authorizing payment of certain expenses; requiring compliance with and providing budgetary limitations; requiring budgeting and expenditure for certain services; providing exemptions to budgetary limitations; providing process for exemptions; authorizing certain transfers; providing procedures; providing lapse dates; requiring and prohibiting certain budget procedures; and providing an effective date.

SB 859 – By Jolley and Treat of the Senate and Sears and Casey of the House.

An Act relating to the State Department of Health; providing for duties and compensation of employees; requiring compliance with and providing budgetary limitations; exempting certain funds from expenditure and budgetary limitations; providing lapse dates; requiring and prohibiting certain budget procedures; and providing an effective date.

SB 860 – By Jolley and Treat of the Senate and Sears and Casey of the House.

An Act relating to the Oklahoma State Regents for Higher Education; making an appropriation to the Oklahoma State Regents for Higher Education; stating purpose; and providing an effective date.

SB 861 – By Jolley and Treat of the Senate and Sears and Casey of the House.

An Act relating to general appropriations for the expenses of various agencies of the executive, legislative and judicial departments of the state; making appropriations; and providing an effective date.

SB 862 – By Jolley and Treat of the Senate and Sears and Casey of the House.

An Act relating to general appropriations for the expenses of various agencies of the executive, legislative and judicial departments of the state; making appropriations; and providing an effective date.

SB 863 – By Jolley and Treat of the Senate and Sears and Casey of the House.

An Act relating to general appropriations for the expenses of various agencies of the executive, legislative and judicial departments of the state; making appropriations; and providing an effective date.

SB 864 – By Jolley and Treat of the Senate and Sears and Casey of the House.

An Act relating to general appropriations for the expenses of various agencies of the executive, legislative and judicial departments of the state; making appropriations; and providing an effective date.

SR 38 – By Silk.

A Resolution congratulating Norman Heaton for his induction into the Skydiving Museum and Hall of Fame; and directing distribution.

Pursuant to the Schulz motion, the Senate adjourned at 10:15 a.m. to meet Friday, May 15, 2015, at 9:30 a.m.