

# Senate Journal

## Second Regular Session of the Fifty-fifth Legislature of the State of Oklahoma

**Thirty-fifth Legislative Day, Monday, April 4, 2016**

The Senate was called to order by Senator Brooks.

Roll Call:

Present: Allen, Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Dossett, 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 Brooks declared a quorum present.

The prayer was offered by Father Ken Harder, St. Francis Xavier, Stillwater, the guest of Senator Halligan.

### REPORT OF ENGROSSED AND ENROLLED MEASURES

**SBs 791, 963, 976, 1038, 1057, 1091, 1147, 1163, 1179 and 1186** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

### CHANGE IN COMMITTEE ASSIGNMENTS

**HB 2275** – Withdrawn from Appropriations and referred Direct to Calendar

**HB 2763** – Withdrawn from Rules and referred to Finance

**HB 3098** – Withdrawn from Public Safety and Appropriations and referred to Rules

**GENERAL ORDER**

**HB 2621** by Osborn and Cleveland of the House and Justice of the Senate was called up for consideration.

Senator Justice moved that **HB 2621** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2621** 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, Brooks, Brown, Crain, Dahm, David, Dossett, 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.--44.

Nay: Matthews.--1.

Excused: Allen, Brecheen and Pittman.--3.

The bill passed.

**HB 2621** was referred for engrossment.

**UNANIMOUS CONSENT REQUEST  
DIRECT TO CALENDAR**

Senator Marlatt asked unanimous consent to refer **SR 54** direct to the Calendar for consideration, which was the order.

**GENERAL ORDER**

**SR 54** by Marlatt was called up for consideration.

All other members of the Senate asked to coauthor **SR 54**, which was the order.

**SR 54** was adopted upon motion of Senator Marlatt and referred for enrollment.

**GENERAL ORDER**

**HB 2315** by Nollan of the House and Sharp of the Senate was called up for consideration.

Senator Sharp moved that **HB 2315** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2315** 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, Brooks, Brown, Crain, Dahm, David, Dossett, 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, Wyrick and Yen.--46.

Excused: Jolley and Pittman.--2.

The bill and emergency passed.

**HB 2315** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 2492** by Banz of the House and Fry of the Senate was called up for consideration.

Senator Fry moved to amend **HB 2492**, Page 1, by restoring the title, which amendment was declared adopted.

The above amendment restores **HB 2492** to the engrossed version of the bill.

Senator Fry moved that **HB 2492** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2492** 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, Brooks, Brown, Crain, Dahm, David, Dossett, 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, Wyrick and Yen.--46.

Excused: Jolley and Pittman.--2.

The bill passed.

**HB 2492** was properly signed and ordered returned to the Honorable House.

### **PENDING CONSIDERATION OF HAs**

**HAs** to **SB 424** were rejected upon motion of Senator Schulz, conference requested, and Senate conferees to be named later.

### **CONFERENCE COMMITTEE APPOINTMENTS – GCCA**

President Pro Tempore Bingman announced the appointment of the following Senators as conferees on the General Conference Committee on Appropriations:

#### **GENERAL CONFERENCE COMMITTEE ON APPROPRIATIONS**

Jolley, Chair  
Treat, Vice Chair

Allen	Justice
Anderson	Loveless
Barrington	Marlatt
Bass	Matthews
Bice	Mazzei
Boggs	Newberry
Brecheen	Paddack
Brooks	Pittman
Brown	Quinn
Crain	Sharp
Dahm	Shaw
David	Shortey
Dossett	Silk
Fields	Simpson
Floyd	Smalley
Ford	Sparks
Fry	Standridge
Garrison	Stanislawski
Griffin	Sykes
Halligan	Thompson
Holt	Wyrick
Jech	Yen

**MESSAGES FROM THE HOUSE**

Advising fourth reading of and transmitting for signature Enrolled **HB 2615**.

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

Advising fourth reading of and returning Enrolled **SBs 791, 963, 976, 1038, 1057, 1091, 1147, 1163, 1179 and 1186**.

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

Advising passage of and returning the following Engrossed bills:

**SB 877** - coauthored by Dossett and Pittman of the Senate

**SB 880** - Remove Representative Osborn as principal House author and substitute with Representative Pfeiffer, add as coauthor Representative Osborn

**SB 1004**

**SB 1021** - coauthored by McDaniel (Randy) of the House

**SB 1022** - coauthored by McDaniel (Randy) of the House

**SB 1127** - coauthored by Sherrer of the House

**SB 1148**

**SB 1172**

**SB 1268**

**SB 1342**

**SB 1515**

The above-numbered measures were referred for enrollment.

**MESSAGE FROM THE HOUSE**

**HAS TO SENATE BILLS**

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

**SB 896**

**SB 1117**

**SB 1360** - coauthored by Thomsen, McCall and Leewright of the House

**SB 1395**

**SB 1567**

House amendments were read on the above-numbered bills.

**EXECUTIVE NOMINATIONS**

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

Balmer, Thom D., Lawton, as a member of the State Board of Behavioral Health Licensure - Health and Human Services

Brosi, Matthew, Stillwater, as a member of the State Board of Behavioral Health Licensure - Health and Human Services

Collins, Kelly M., Choctaw, as a member of the State Board of Behavioral Health Licensure - Health and Human Services

Davis, James, Holdenville, as a member of the Oklahoma Used Motor Vehicle and Parts Commission - Business and Commerce

DeLaughter, Harold, Comanche, as a member of the Physician Manpower Training Commission - Health and Human Services

Emde, Douglas, Stillwater, as a member of the Oklahoma Real Estate Commission - Business and Commerce

Franklin, Jay R., Vinita, as a member of the State Board of Agriculture - Agriculture

Gaddis, Leigh, Ada, as a member of the Wildlife Conservation Commission - Tourism and Wildlife

Gibson, G. Carl, Jr., Norman, as a member of the Oklahoma Turnpike Authority - Transportation

Hart Wolfe, Cristina, Weatherford, as a member of the State Board of Health - Health and Human Services

Hurliman, Edgar, Broken Bow, as a member of the State Board of Agriculture - Agriculture

Kouri, Harry "Trey", III, Oklahoma City, as a member of the Alcoholic Beverage Laws Enforcement Commission - Judiciary

Manchester, Robert A., IV, Oklahoma City, as a member of the Oklahoma State Athletic Commission - Business and Commerce

Otwell, David, Edmond, as a member of the Polygraph Examiners Board - Judiciary

Rhines, Steven P., Ardmore, as a member of the Oklahoma Science and Technology Research and Development Board - Energy

Rhodes, Larry, Paoli, as a member of the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control Commission - Judiciary

Sailor, Joanni, Lawton, as a member of the State Board of Behavioral Health Licensure - Health and Human Services

Spanbauer, Pamela G., Oklahoma City, as a member of the Physician Manpower Training Commission - Health and Human Services

Thornberry, Gary, Okarche, as a member of the Polygraph Examiners Board - Judiciary

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, April 5, 2016, 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 2452** – General Government  
Ayes: Bice, Brooks, Fry, Shortey  
Nays: Dahm

**HB 2482** – Health and Human Services  
Ayes: Crain, David, Floyd, Griffin, Standridge, Treat, Yen

**HB 2619** – General Government, coauthored by Brooks  
Ayes: Bice, Brooks, Dahm, Fry, Shortey

**HB 2667** – Health and Human Services  
Ayes: Crain, David, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen

**HB 2711** – General Government  
Ayes: Bice, Brooks, Dahm, Fry, Schulz, Shortey

**HB 2773** – Health and Human Services  
Ayes: Crain, David, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen

**HB 2784** – Education

Ayes: Dossett, Ford, Garrison, Halligan, Paddock, Quinn, Sharp, Shaw, Smalley, Stanislawski, Thompson

**HB 2971** – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen

**HB 3023** – General Government

Ayes: Bice, Brooks, Dahm, Fry, Holt, Matthews, Shortey

**HB 3128** – Health and Human Services

Ayes: Crain, David, Griffin, Loveless, Pittman, Standridge, Treat  
Nays: Floyd, Yen

**HB 3130** – General Government, coauthored by Brooks

Ayes: Bice, Brooks, Fry, Holt, Matthews, Shortey  
Nays: Dahm

DO PASS, As Amended:

**HB 1471** – Health and Human Services

Ayes: Crain, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen  
Nays: David

**CS for HB 1526** – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen

**HB 2254** – General Government

Ayes: Bice, Brooks, Fry, Holt, Matthews, Shortey  
Nays: Dahm

**CS for HB 2280** – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen

**CS for HB 2282** – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen

**HB 2491** – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Standridge, Treat, Yen

**CS for HB 2523** – General Government

Ayes: Bice, Brooks, Dahm, Fry, Holt, Shortey

**CS for HB 2549** – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Standridge, Treat, Yen

**HB 2601** – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Standridge, Treat, Yen

**HB 2703** – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen

**HB 2729** – Education

Ayes: Dossett, Ford, Garrison, Halligan, Paddack, Quinn, Sharp, Shaw, Smalley, Stanislawski, Thompson

**HB 2820** – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Standridge, Treat, Yen

**CS for HB 2835** – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen

**CS for HB 2957** – Education

Ayes: Dossett, Ford, Garrison, Halligan, Paddack, Quinn, Sharp, Smalley, Stanislawski, Thompson

**HB 3016** – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Standridge, Treat  
Nays: Yen

**CS for HB 3025** – Education

Ayes: Dossett, Ford, Halligan, Paddack, Quinn, Sharp, Shaw, Smalley, Stanislawski, Thompson  
Nays: Garrison

**CS for HB 3028** – Education

Ayes: Dossett, Ford, Garrison, Halligan, Paddack, Quinn, Sharp, Shaw, Smalley, Stanislawski, Thompson

**HJR 1038** – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Standridge, Treat, Yen

**COMMITTEE REPORTS**

The following were reported by the committees named and referred to a second committee:

DO PASS:

**HB 2969** – Education

Ayes: Dossett, Ford, Garrison, Halligan, Paddack, Quinn, Sharp, Shaw, Smalley, Stanislawski, Thompson

**HB 3166** – Education

Ayes: Dossett, Ford, Halligan, Paddack, Quinn, Sharp, Shaw, Smalley, Stanislawski, Thompson  
Nays: Garrison

DO PASS, As Amended:

**CS for HB 2134** – Education

Ayes: Ford, Halligan, Paddack, Quinn, Sharp, Shaw, Smalley, Stanislawski, Thompson  
Nays: Dossett, Garrison

**CS for HB 2525** – Education

Ayes: Dossett, Ford, Garrison, Halligan, Paddack, Quinn, Sharp, Shaw, Smalley, Stanislawski, Thompson

**CS for HB 2527** – Education

Ayes: Dossett, Ford, Garrison, Halligan, Paddack, Quinn, Sharp, Shaw, Smalley, Stanislawski, Thompson

**CS for HB 2551** – Education

Ayes: Dossett, Ford, Garrison, Halligan, Paddack, Quinn, Sharp, Shaw, Smalley, Stanislawski, Thompson

**CS for HB 2760** – Education

Ayes: Dossett, Ford, Garrison, Halligan, Paddack, Quinn, Sharp, Shaw, Smalley, Stanislawski, Thompson

**CS for HB 2797** – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen

**CS for HB 2803** – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen

**CS for HB 2931** – Education

Ayes: Dossett, Ford, Garrison, Halligan, Paddack, Quinn, Sharp, Shaw, Smalley, Stanislawski, Thompson

**CS for HB 2951** – Education

Ayes: Dossett, Ford, Garrison, Halligan, Paddack, Quinn, Sharp, Shaw, Smalley, Stanislawski, Thompson

**CS for HB 3114** – Education

Ayes: Dossett, Ford, Garrison, Halligan, Paddack, Quinn, Sharp, Shaw, Smalley, Stanislawski, Thompson

**CS for HB 3157** – Education

Ayes: Dossett, Ford, Halligan, Paddack, Quinn, Sharp, Smalley, Stanislawski, Thompson  
Nays: Garrison

## **SECOND READING**

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

**SB 1576** – Joint Committee on Appropriations and Budget

## **CHANGE IN AUTHORS/COAUTHORS**

The following measures were authored/coauthored:

**HB 2268** - Coauthored by Bingman

**HB 2398** - Coauthored by Brooks

**HB 2509** - Coauthored by Brooks

**HB 2545** - Coauthored by Brooks

**HB 2619** - Coauthored by Brooks

**HB 2747** - Coauthored by Brooks

**HB 2836** - Coauthored by Brooks

**HB 2902** - Coauthored by Brooks

**HB 2962** - Coauthored by Dossett

**HB 3130** - Coauthored by Brooks

**HB 3146** - Coauthored by Sharp

Coauthored by Brooks

**HJR 1009** - Coauthored by Anderson

Remove as author Senator Silk; authored by Sykes

Coauthored by Silk

Pursuant to the Schulz motion, the Senate adjourned at 2:20 p.m. to meet Tuesday, April 5, 2016, at 1:30 p.m.