

# Senate Journal

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

**Forty-ninth Legislative Day, Wednesday, April 27, 2016**

The Senate was called to order by Senator Dahm.

Roll Call:

Present: Allen, Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Dossett, 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.—47.

Excused: Garrison.—1.

Senator Dahm declared a quorum present.

The prayer was offered by Austin Leeviraphan, Associate Director of Student Ministries, McFarlin United Methodist Church, Norman, the guest of Senator Sparks.

### **REPORT OF ENGROSSED AND ENROLLED MEASURE**

**SJR 4** was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

### **INTRODUCTIONS**

Senator Fields introduced his wife, Chris, and their daughters Jacie and Tristin; Senator Barrington introduced his wife, Jennifer and Sara Myers, wife of the late Senator David Myers; and Senator Allen introduced his wife, Nikki, to the Senate.

**PENDING CONSIDERATION OF HAS**

**HAs to SB 1069** were concurred in upon motion of Senator Griffin.

**SB 1069**, 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, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Wyrick and Yen.--45.

Excused: Garrison, Shaw and Treat.--3.

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 1149** were concurred in upon motion of Senator Griffin.

**SB 1149**, 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, Brooks, David, Dossett, Fields, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Quinn, Schulz, Sharp, Shortey, Simpson, Smalley, Sparks, Stanislawski, Thompson and Wyrick.--30.

Nay: Allen, Bass, Brecheen, Brown, Crain, Dahm, Floyd, Mazzei, Newberry, Paddack, Pittman, Silk, Sykes and Yen.--14.

Excused: Garrison, Shaw, Standridge and Treat.--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 1200** were concurred in upon motion of Senator Griffin.

**SB 1200**, 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, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shortey, Silk, Simpson, Smalley, Sparks, Stanislawski, Sykes, Thompson, Wyrick and Yen.--44.

Excused: Garrison, Shaw, Standridge and Treat.--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 1036** were concurred in upon motion of Senator Smalley.

**SB 1036**, 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, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shortey, Silk, Simpson, Smalley, Sparks, Stanislawski, Sykes, Thompson, Wyrick and Yen.--44.

Excused: Garrison, Shaw, Standridge and Treat.--4.

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 1318** were concurred in upon motion of Senator Stanislawski.

**SB 1318**, 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, Brooks, Brown, Crain, David, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Mazzei, Newberry, Paddack, Quinn, Sharp, Shortey, Simpson, Smalley, Sparks, Stanislawski, Thompson and Yen.--32.

Nay: Allen, Bass, Dahm, Dossett, Fields, Marlatt, Matthews, Pittman, Schulz, Silk, Sykes and Wyrick.--12.

Excused: Garrison, Shaw, Standridge and Treat.--4.

The bill passed.

Senators Schulz, Dahm and Matthews desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 35; Nay: 9; Excused: 4.

The emergency passed.

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

**PENDING CONSIDERATION OF HAS**

**HAs to SBs 683, 1185, 1211, 1287 and 1336** were rejected upon motion of Senator Schulz, conference requested, and Senate conferees to be named later.

**EXECUTIVE NOMINATIONS**

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

Arthur, Jon, Grove, as a member of the Oklahoma Veterans Commission - Veterans and Military Affairs

Gaines, Cassandra, Muskogee, as a member of the Oklahoma Arts Council - Education

Loy, A. Thomas, Oklahoma City, as a member of the Oklahoma Student Loan Authority - Education

Ototivo, Brenda, Walters, as a member of the State Board of Behavioral Health Licensure - Health and Human Services

Ototivo, Brenda, Walters, as a member of the State Board of Behavioral Health Licensure - Health and Human Services

Parman, Darlene, Oklahoma City, as a member of the Oklahoma Arts Council - Education

Roberts, Billy, Roland, as a member of the Oklahoma Used Motor Vehicle and Parts Commission - Business and Commerce

Secor, Gary, Lawton, as a member of the Oklahoma Veterans Commission - Veterans and Military Affairs

Spencer, Dwight, Sallisaw, as a member of the Board of Regents for Carl Albert State College - Education

Stevenson, Carol, Weatherford, as a member of the State Board of Behavioral Health Licensure - Health and Human Services

Vogel, Cynthia, Tulsa, as a member of the Oklahoma Department of Libraries Board - General Government

## **MESSAGES FROM THE HOUSE**

Advising fourth reading of and returning Enrolled **SJR 4**.

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

Advising rejection of **SAs** to the following bills, requesting conference and naming House conferees as follows:

**HB 2134** – Conference Committee on Common Education

**HB 2155** – Conference Committee on State Government Operations

**HB 2509** – Conference Committee on Children, Youth and Family Services

**HB 2756** – Conference Committee on Alcohol, Tobacco and Controlled Substances

**HB 2757** – Conference Committee on Children, Youth and Family Services

**HB 2758** – Conference Committee on Business, Labor and Retirement Laws

**HB 2797** – GCCA

**HB 2836** – Conference Committee on Criminal Justice and Corrections

**HB 3098** – Conference Committee on Public Safety

Advising rejection of **CCR** to the following bill, requesting further conference and naming same House conferees as follows:

**HB 1714** – Conference Committee on Public Safety

Advising concurrence in **SAs** to and passage of Engrossed **HBs 2603** and **2962**.

### **SCs NAMED**

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

**SB 359** – Brooks, Brown, Jech, Quinn, Mazzei, Sparks, Bass

**SB 571** – Shortey, Mazzei, Fields, Justice, Allen, Wyrick, Dossett

**SB 615** – Sparks, David, Griffin, Treat, Yen, Garrison, Standridge

**SB 707** – GCCA

**SB 902** – Anderson, Sykes, Crain, Holt, Shortey, Floyd, Sparks

**SB 1001** – Smalley, Barrington, Brooks, David, Brecheen, Dossett, Paddack

**SB 1059** – GCCA

**SB 1123** – David, Newberry, Bice, Silk, Justice, Pittman, Wyrick

**SB 1135** – Crain, Mazzei, Simpson, Quinn, Jech, Bass, Wyrick

**SB 1141** – GCCA

**SB 1144** – Dahm, Barrington, David, Brooks, Shaw, Paddack, Bass

**SB 1156** – Dahm, Fry, Holt, Justice, Sykes, Floyd, Matthews

**SB 1164** – GCCA

**SB 1220** – GCCA

**SB 1250** – GCCA

**SB 1264** – GCCA

**SB 1489** – Dahm, Marlatt, Fry, Bice, Silk, Pittman, Wyrick

**SJR 68** – Jolley, Justice, Bice, Holt, Bass, Bingman, Floyd

**PENDING SENATE ACTION  
HOUSE REQUEST FOR CONFERENCE**

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 1124** – Anderson, Crain, Treat, Griffin, Standridge, Pittman, Floyd
- HB 2254** – Newberry, Dahm, Holt, Bice, Marlatt, Floyd, Matthews
- HB 2289** – Loveless, Stanislowski, Marlatt, Allen, Newberry, Paddock, Bass
- HB 2293** – Simpson, Mazzei, Quinn, David, Fields, Bass, Wyrick
- HB 2304** – Loveless, Newberry, Halligan, Dahm, Yen, Wyrick, Bass
- HB 2360** – Barrington, Dahm, Brooks, Marlatt, Holt, Matthews, Floyd
- HB 2380** – David, Newberry, Bice, Silk, Fields, Floyd, Pittman
- HB 2416** – Dahm, Fry, Treat, Sykes, Holt, Floyd, Sparks
- HB 2525** – GCCA
- HB 2764** – GCCA
- HB 2773** – David, Griffin, Yen, Crain, Bass, Standridge, Pittman
- HB 2929** – Loveless, Newberry, David, Griffin, Dahm, Floyd, Bass
- HB 2982** – Simpson, Smalley, Sykes, Dahm, David, Dossett, Bass
- HB 3119** – GCCA
- HB 3126** – Smalley, Mazzei, Marlatt, Fields, Griffin, Pittman, Floyd
- HB 3128** – Treat, David, Bass, Stanislowski, Brooks, Griffin, Floyd
- HB 3142** – GCCA
- HJR 1002** – David, Justice, Bice, Jolley, Crain, Floyd, Dossett

**PENDING SENATE ACTION  
HOUSE REQUEST FOR CONFERENCE**

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

- HB 1116** – GCCA

**CHANGE IN AUTHORS/COAUTHORS**

The following measure was authored/coauthored:

- SB 1459** - Coauthored by Goodwin

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, April 28, 2016, at 9:30 a.m., which motion prevailed.

#### **MESSAGE FROM THE GOVERNOR**

Advising her approval April 27, 2016, of Enrolled **SB 972**.

Pursuant to the Schulz motion, the Senate adjourned at 2:50 p.m. to meet Thursday, April 28, 2016, at 9:30 a.m.