Senate Journal

First Regular Session of the Fifty-eighth Legislature of the State of Oklahoma Thirteenth Legislative Day, Tuesday, February 23, 2021

The Senate was called to order by Senator Daniels.

Roll Call:

Present: Allen, Bergstrom, Boren, Brooks, Bullard, Burns, Coleman, Dahm, Daniels, David, Dossett (J.J.), Dossett (J.A.), Dugger, Floyd, Garvin, Hall, Hamilton, Haste, Hicks, Howard, Jech, Jett, Kidd, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rogers, Rosino, Simpson, Standridge, Stanley, Stephens, Taylor, Thompson, Treat and Weaver.—46.

Pursuant to the provisions of Senate Resolution 2, the following senator voted by limited-directed proxy: Young.—1.

Vacancy: District 22.—1.

Senator Daniels declared a quorum present.

The prayer was offered by Reverend Keith King, St. Luke's Methodist Church, Oklahoma City, the guest of Senator Howard.

INTRODUCTIONS

Senator Pederson introduced his wife, Terry; and Senator Jett introduced his daughter, Raquel, to the Senate.

REPORT OF ENGROSSED AND ENROLLED MEASURE

SCR 4 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

CHANGE IN COMMITTEE ASSIGNMENT

The following bill will be reassigned as follows:

 ${\bf SB}$ 484 - Withdrawn from General Government and referred to Business, Commerce and Tourism

MESSAGES FROM THE HOUSE

Advising the signing of and returning Enrolled SCR 4.

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

Advising passage of and transmitting for consideration Engrossed HBs 1086, 1630, 1632, 1711, 2465, 2506, 2680 and 2874.

HB 1086 – By Boatman and Lawson of the House and Daniels of the Senate. An Act relating to guardian and ward; providing for the transfer or conveyance of property to protective arrangements; specifying the petition process; defining term; providing for notice and hearing; exempting transfer or conveyance of property to protective arrangements from definitions and regulations of sale; providing for bonds for transfer or conveyance of property to protective arrangements; providing scope and purpose of protective arrangements; providing for homestead liens; providing for codification; and providing an effective date.

HB 1630 – By Hardin (David), Roberts (Sean), McDugle, Lawson and Burns of the House and Pemberton of the Senate.

An Act relating to firearms; amending 21 O.S. 2011, Section 1278, as amended by Section 7, Chapter 259, O.S.L. 2012 (21 O.S. Supp. 2020, Section 1278), which relates to the unlawful intent to carry firearms; modifying revocation penalty for certain unlawful act; amending 21 O.S. 2011, Section 1280, which relates to penalties for pointing weapons at others; updating statutory reference; modifying revocation penalty for certain unlawful act; amending 21 O.S. 2011, Section 1287, as amended by Section 10, Chapter 259, O.S.L. 2012 (21 O.S. Supp. 2020, Section 1287), which relates to use of a firearm while committing a felony; modifying revocation penalty for certain unlawful act; amending 21 O.S. 2011, Sections 1290.2, as last amended by Section 4, Chapter 63, O.S.L. 2019, 1290.5, as last amended by Section 3, Chapter 406, O.S.L. 2019, 1290.11, as last amended by Section 6, Chapter 406, O.S.L. 2019, 1290.12, as last amended by Section 7, Chapter 406, O.S.L. 2019, 1290.18, as last amended by Section 1, Chapter 200, O.S.L. 2015 and 1290.19, as amended by Section 38, Chapter 259, O.S.L. 2012 (21 O.S. Supp. 2020, Sections 1290.2, 1290.5, 1290.11, 1290.12, 1290.18 and 1290.19), which relate to the Oklahoma Self-Defense Act; defining term; eliminating grace period for license renewals; providing for the denial of renewal applications under certain circumstances; modifying certain background check procedure; excluding fingerprint search requirement; modifying

certain preclusion to allow for the submission of a certain certified statement; adding preclusion; stating preclusive period and handgun license application requirement; allowing the submission of certain certificates when applying for a handgun license; directing sheriffs to submit certain certificates to the Oklahoma State Bureau of Investigation; directing the Oklahoma State Bureau of Investigation to conduct certain inquiry for noncitizens; requiring the Bureau to continue processing license applications upon certain finding; removing mandate that requires the Bureau to approve certain handgun license applications; clarifying circumstances that require the Bureau to deny handgun license applications; modifying citizenship information required on application forms; requiring acknowledgement by applicant that certain documents have been reviewed; directing the Bureau to include the issuance date on handgun licenses; and providing an effective date.

HB 1632 – By Hardin (David) of the House and Weaver of the Senate.

An Act relating to civil procedure; amending 12 O.S. 2011, Sections 1148.10 and 1148.10A, which relate to forcible entry and detainer; modifying writ of execution form; specifying physical possession shall be restored to plaintiff under certain circumstances; and providing an effective date.

HB 1711 – By Hill and Turner of the House and Rosino of the Senate.

[elections - allowing blind or visually impaired persons to request certain ballot electronically - providing for return of ballot - prohibiting return of ballot electronically providing for processing of ballot - effective date]

HB 2465 – By Lowe (Dick), West (Kevin), Crosswhite Hader, Talley, Miller, Boles, Conley, Stearman, West (Josh), Patzkowsky, Sims, Moore, Davis, Phillips, Lawson, and Luttrell of the House and Paxton of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 2011, Section 6-105, as last amended by Section 14, Chapter 42, O.S.L. 2017 (47 O.S. Supp. 2020, Section 6-105), which relates to graduated Class D licenses; allowing approved written examination proctors to administer certain examinations; amending 47 O.S. 2011, Section 6-110, as last amended by Section 1, Chapter 395, O.S.L. 2019 (47 O.S. Supp. 2020, Section 6-110), which relates to examination of applicants; requiring establishment of procedures to administer certain examinations; authorizing Department of Public Safety to approve and enter into agreements to allow certain entities to proctor written examinations; modifying individuals who may take certain examination; and declaring an emergency.

HB 2506 – By Kannady, Bashore and Lawson of the House and Allen of the Senate.

An Act relating to cities and towns; amending 11 O.S. 2011, Section 22-112, which relates to condemnation procedures; modifying certain definition; and providing an effective date.

HB 2680 – By Marti and Davis of the House and Rosino of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 2011, Section 581, as last amended by Section 1, Chapter 54, O.S.L. 2020 (59 O.S. Supp. 2020, Section 581), which relates to the practice of optometry; modifying scope of practice; and providing an effective date.

HB 2874 – By Wallace of the House and Thompson of the Senate.

[revenue and taxation - sales tax exemptions - University Hospitals Trust - effective date]

The above-numbered measures were read the first time.

Senator David moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, February 24, 2021, 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:

SB 2 – Education

Ayes: Dahm, Dossett (J.J.), Dugger, Hicks, Kidd, Pemberton, Pugh, Quinn, Stanley, Stephens, Taylor

Nays: Dossett (J.A.)

SB 13 – Education Ayes: Dahm, Dossett (J.A.), Dossett (J.J.), Dugger, Hicks, Kidd, Pemberton, Pugh, Quinn, Stanley, Stephens, Taylor

SB 44 – Judiciary Ayes: Boren, Brooks, Bullard, Daniels, Floyd, Jech, Paxton, Weaver

SB 51 – Education Ayes: Dahm, Dossett (J.A.), Dossett (J.J.), Dugger, Hicks, Kidd, Pemberton, Pugh, Quinn, Stanley, Stephens

SB 61 - Transportation

Ayes: Allen, Bergstrom, Burns, Coleman, Dossett (J.A.), Garvin, Hamilton, Haste, Matthews, Murdock, Pederson, Rogers, Standridge

SB 126 – Education Ayes: Dahm, Dugger, Kidd, Pemberton, Pugh, Quinn, Stanley, Stephens, Taylor Nays: Dossett (J.A.), Dossett (J.J.), Hicks

SB 151 – Transportation

Ayes: Allen, Bergstrom, Burns, Dossett (J.A.), Garvin, Hamilton, Haste, Murdock, Pederson, Rogers, Standridge

SB 184 – Transportation

Ayes: Allen, Burns, Dossett (J.A.), Garvin, Hamilton, Haste, Murdock, Pederson, Rogers, Standridge

SB 292 – Education

Ayes: Dahm, Dossett (J.A.), Dossett (J.J.), Dugger, Hicks, Kidd, Pemberton, Pugh, Quinn, Stanley, Stephens, Taylor

SB 310 – Judiciary

Ayes: Boren, Brooks, Bullard, Daniels, Floyd, Jech, Paxton, Weaver

SB 322 – Judiciary Ayes: Bullard, Daniels, Jech, Paxton, Weaver Nays: Boren, Brooks, Floyd

SB 324 – Judiciary Ayes: Bullard, Daniels, Jech, Leewright, Paxton, Weaver Nays: Brooks, Floyd

SB 340 – Judiciary Ayes: Boren, Brooks, Bullard, Daniels, Floyd, Jech, Paxton, Weaver

SB 383 – Judiciary Ayes: Bullard, Daniels, Jech, Paxton, Weaver Nays: Boren, Brooks, Floyd

SB 431 – Finance Ayes: Hall, Hicks, Howard, Jett, Kirt, McCortney, Montgomery, Newhouse, Rader, Rosino, Simpson, Thompson

SB 499 – Finance Ayes: Hall, Howard, Jett, Kirt, McCortney, Newhouse, Rader, Rosino, Simpson, Thompson

SB 503 – Education Ayes: Dahm, Dossett (J.J.), Dugger, Kidd, Pemberton, Pugh, Quinn, Stanley, Stephens Nays: Dossett (J.A.), Hicks

SB 512 – Transportation Ayes: Allen, Bergstrom, Burns, Dossett (J.A.), Garvin, Hamilton, Haste, Murdock, Pederson, Rogers, Standridge

SB 531 – Transportation Ayes: Bergstrom, Coleman, Dossett (J.A.), Haste, Murdock, Pederson, Standridge Nays: Allen, Burns, Garvin, Hamilton, Matthews, Rogers SB 541 – Judiciary Ayes: Bullard, Daniels, Jech, Paxton, Weaver Nays: Brooks, Floyd

SB 546 – Judiciary Ayes: Brooks, Bullard, Daniels, Floyd, Jech, Paxton, Weaver

SB 554 – Judiciary Ayes: Boren, Brooks, Bullard, Daniels, Floyd, Jech, Paxton, Weaver

SB 587 – Finance

Ayes: Hall, Hicks, Howard, Jett, Kirt, McCortney, Montgomery, Newhouse, Rader, Rosino, Simpson, Thompson

SB 614 - Education

Ayes: Dahm, Dossett (J.J.), Dugger, Kidd, Pemberton, Pugh, Quinn, Stanley, Stephens, Taylor

Nays: Dossett (J.A.), Hicks

SB 636 – Transportation Ayes: Bergstrom, Burns, Coleman, Dossett (J.A.), Garvin, Hamilton, Haste, Matthews, Murdock, Pederson, Rogers, Standridge Nays: Allen

SB 751 – Finance Ayes: Hall, Hicks, Howard, Jett, Kirt, McCortney, Montgomery, Newhouse, Rader,

Rosino, Simpson, Thompson

SB 870 – Finance Ayes: Hall, Hicks, Howard, Kirt, McCortney, Montgomery, Rader, Rosino, Simpson

SB 910 – Judiciary Ayes: Bullard, Daniels, Jech, Paxton, Weaver Nays: Boren, Brooks, Floyd

SB 941 – Finance Ayes: Hall, Hicks, Howard, Jett, Kirt, McCortney, Montgomery, Rader, Rosino, Simpson

SB 968 – Judiciary Ayes: Bullard, Daniels, Jech, Paxton, Weaver Nays: Boren, Brooks, Floyd

SB 980 – Judiciary Ayes: Boren, Brooks, Bullard, Daniels, Floyd, Jech, Paxton, Weaver SB 993 – Transportation Ayes: Allen, Bergstrom, Burns, Coleman, Dossett (J.A.), Garvin, Hamilton, Haste, Matthews, Murdock, Pederson, Rogers, Standridge

SB 994 – Judiciary Ayes: Bullard, Daniels, Jech, Paxton, Weaver Nays: Brooks, Floyd

SB 1006 – Transportation Ayes: Allen, Bergstrom, Burns, Coleman, David, Dossett (J.A.), Garvin, Hamilton, Haste, Matthews, Murdock, Pederson, Rogers, Standridge

SB 1019 – Judiciary Ayes: Bullard, Daniels, Jech, Paxton, Weaver Nays: Brooks, Floyd

DO PASS, As Amended:

SB 22 – Education Ayes: Dahm, Dossett (J.A.), Dossett (J.J.), Dugger, Hicks, Kidd, Pemberton, Pugh, Quinn, Stanley, Stephens, Taylor

CS for **SB 27** – Judiciary Ayes: Boren, Brooks, Bullard, Daniels, Floyd, Jech, Paxton, Weaver

SB 141 – Transportation

Ayes: Allen, Bergstrom, Burns, Coleman, Dossett (J.A.), Garvin, Hamilton, Haste, Murdock, Pederson, Rogers, Standridge

CS for **SB 169** – Transportation Ayes: Allen, Bergstrom, Burns, Coleman, Dossett (J.A.), Garvin, Hamilton, Haste, Matthews, Murdock, Pederson, Rogers, Standridge

SB 225 – Transportation Ayes: Allen, Bergstrom, Burns, Coleman, Dossett (J.A.), Garvin, Hamilton, Haste, Murdock, Pederson, Rogers, Standridge

SB 229 – Education Ayes: Dahm, Dossett (J.A.), Dugger, Kidd, Pemberton, Pugh, Quinn, Stanley, Stephens, Taylor Nays: Dossett (J.J.), Hicks

SB 294 – Transportation

Ayes: Allen, Bergstrom, Burns, Coleman, Dossett (J.A.), Garvin, Hamilton, Haste, Matthews, Murdock, Pederson, Rogers, Standridge

SB 305 – Transportation

Ayes: Allen, Bergstrom, Burns, Dossett (J.A.), Garvin, Hamilton, Haste, Murdock, Pederson, Rogers, Standridge

SB 359 - Transportation

Ayes: Allen, Bergstrom, Burns, Coleman, Dossett (J.A.), Garvin, Hamilton, Haste, Matthews, Murdock, Pederson, Rogers, Standridge

SB 413 – Transportation

Ayes: Allen, Bergstrom, Burns, Coleman, Dossett (J.A.), Garvin, Hamilton, Haste, Matthews, Murdock, Pederson, Rogers, Standridge

CS for SB 419 - Education

Ayes: Dahm, Dossett (J.A.), Dossett (J.J.), Dugger, Kidd, Pemberton, Pugh, Quinn, Stanley, Stephens

SB 444 - Transportation

Ayes: Allen, Bergstrom, Burns, Coleman, Dossett (J.A.), Garvin, Hamilton, Haste, Murdock, Pederson, Rogers, Standridge

SB 458 - Judiciary

Ayes: Brooks, Bullard, Daniels, David, Floyd, Jech, Leewright, Paxton, Treat, Weaver

CS for SB 463 – Finance

Ayes: Hall, Hicks, Howard, Jett, Kirt, McCortney, Montgomery, Newhouse, Rader, Rosino, Simpson, Thompson

SB 510 – Transportation Ayes: Allen, Bergstrom, Burns, Dossett (J.A.), Garvin, Hamilton, Haste, Murdock, Pederson, Rogers, Standridge

CS for SB 534 – Transportation

Ayes: Allen, Bergstrom, Burns, Coleman, Dossett (J.A.), Garvin, Hamilton, Haste, Matthews, Murdock, Pederson, Rogers, Standridge

CS for SB 549 – Transportation

Ayes: Allen, Bergstrom, Burns, Coleman, Dossett (J.A.), Hamilton, Haste, Matthews, Murdock, Pederson, Rogers, Standridge

SB 555 - Transportation

Ayes: Allen, Bergstrom, Burns, Coleman, Dossett (J.A.), Garvin, Hamilton, Haste, Matthews, Murdock, Pederson, Rogers, Standridge

SB 566 - Transportation

Ayes: Allen, Bergstrom, Burns, Dossett (J.A.), Garvin, Hamilton, Haste, Murdock, Pederson, Rogers, Standridge

CS for SB 595 – Finance Ayes: Hall, Hicks, Howard, Kirt, McCortney, Montgomery, Rader, Rosino, Simpson

CS for **SB 624** – Transportation Ayes: Allen, Bergstrom, Burns, Coleman, Dossett (J.A.), Garvin, Hamilton, Haste, Murdock, Pederson, Rogers, Standridge

CS for **SB 625** – Transportation Ayes: Allen, Bergstrom, Burns, Coleman, Dossett (J.A.), Hamilton, Haste, Matthews, Murdock, Pederson, Rogers, Standridge

CS for **SB 628** – Transportation Ayes: Allen, Bergstrom, Burns, Dossett (J.A.), Garvin, Hamilton, Haste, Murdock, Pederson, Rogers, Standridge

CS for **SB 634** – Judiciary Ayes: Bullard, Daniels, David, Jech, Leewright, Paxton, Treat Nays: Boren, Brooks, Floyd, Weaver

CS for **SB 642** – Education Ayes: Dahm, Dossett (J.A.), Dossett (J.J.), Dugger, Hicks, Kidd, Pemberton, Pugh, Quinn, Stanley, Stephens

CS for **SB 691** – Transportation Ayes: Allen, Bergstrom, Burns, Coleman, David, Dossett (J.A.), Garvin, Hamilton, Haste, Matthews, Murdock, Pederson, Rogers, Standridge

CS for **SB 783** – Education Ayes: Dahm, Dugger, Kidd, Pemberton, Pugh, Quinn, Stanley, Stephens, Taylor Nays: Dossett (J.A.), Dossett (J.J.), Hicks

SB 791 – Transportation Ayes: Allen, Bergstrom, Burns, Coleman, Dossett (J.A.), Garvin, Hamilton, Haste, Murdock, Pederson, Rogers, Standridge

CS for **SB 951** – Judiciary Ayes: Brooks, Bullard, Daniels, Floyd, Jech, Leewright, Paxton, Weaver

CS for **SB 984** – Judiciary Ayes: Boren, Bullard, Daniels, David, Jech, Leewright, Paxton, Treat, Weaver Nays: Brooks, Floyd

CS for SB 1029 – Judiciary Ayes: Boren, Brooks, Bullard, Daniels, David, Floyd, Jech, Leewright, Paxton, Treat, Weaver FAILED:

SB 461 – Finance Ayes: Howard, Jett, Montgomery, Newhouse, Rader Nays: Hall, Hicks, Kirt, McCortney, Rosino, Simpson, Thompson

SB 995 – Transportation Ayes: Bergstrom, Coleman, Haste, Murdock, Pederson, Standridge Nays: Allen, Burns, Dossett (J.A.), Garvin, Hamilton, Matthews, Rogers

COMMITTEE REPORTS

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

DO PASS:

SB 140 – Judiciary Ayes: Boren, Brooks, Bullard, Daniels, Floyd, Jech, Paxton, Weaver

SB 999 – Transportation Ayes: Allen, Bergstrom, Burns, Coleman, Dossett (J.A.), Garvin, Hamilton, Haste, Matthews, Murdock, Rogers, Standridge

DO PASS, As Amended:

CS for SB 89 – Education Ayes: Dahm, Dossett (J.J.), Dugger, Hicks, Kidd, Pemberton, Pugh, Quinn, Stanley, Stephens, Taylor Nays: Dossett (J.A.)

SB 132 – Education Ayes: Dahm, Dossett (J.A.), Dossett (J.J.), Dugger, Hicks, Kidd, Pemberton, Pugh, Quinn, Stanley, Stephens, Taylor

CS for SB 222 – Education Ayes: Dossett (J.A.), Dossett (J.J.), Dugger, Hicks, Kidd, Pemberton, Pugh, Quinn, Stanley, Stephens, Taylor Nays: Dahm

CS for **SB 598** – Finance Ayes: Hall, Howard, Kirt, McCortney, Montgomery, Rader, Rosino, Simpson Nays: Hicks SB 807 - Education

Ayes: Dossett (J.A.), Dossett (J.J.), Dugger, Hicks, Kidd, Pemberton, Pugh, Quinn, Stanley, Stephens

Nays: Dahm

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

SB 44 - Coauthored by Representative Strom (principal House author) **SB 62** - Coauthored by Representative Luttrell (principal House author) SB 63 - Coauthored by Representative Frix (principal House author) SB 67 - Coauthored by Representative Lawson **SB 93 -** Coauthored by Representative McBride (principal House author) SB 122 - Coauthored by Representative Sims (principal House author) SB 137 - Coauthored by Senator Quinn SB 140 - Coauthored by Senator Jech SB 213 - Coauthored by Representative Dempsey (principal House author) SB 225 - Coauthored by Representative Vancuren (principal House author) **SB 261** - Coauthored by Representative Provenzano (principal House author) SB 281 - Coauthored by Senator Pederson SB 287 - Coauthored by Representative Sims (principal House author) SB 288 - Coauthored by Representative ODonnell (principal House author) SB 294 - Coauthored by Senator Garvin SB 383 - Coauthored by Senator Jett **SB 392** - Coauthored by Representative McEntire (principal House author) SB 442 - Coauthored by Representative Roberts (Sean) (principal House author) **SB** 444 - Coauthored by Representative Conley (principal House author) **SB 457** - Coauthored by Representative ODonnell (principal House author) **SB 490 -** Coauthored by Representative Hill (principal House author) SB 498 - Coauthored by Representative Fetgatter (principal House author) SB 499 - Coauthored by Representative McEntire (principal House author) SB 500 - Coauthored by Representative Lowe (Dick) (principal House author) SB 538 - Coauthored by Representative McEntire (principal House author) SB 541 - Coauthored by Senator Jett **SB 556** - Coauthored by Representative Munson (principal House author) SB 578 - Coauthored by Representative Munson (principal House author) SB 631 - Coauthored by Senator Newhouse Coauthored by Senator Burns Coauthored by Senator Murdock SB 634 - Coauthored by Senator Bullard **SB 638 -** Coauthored by Representative McEntire (principal House author) SB 688 - Coauthored by Representative Humphrey (principal House author) SB 723 - Coauthored by Representative Olsen (principal House author) SB 724 - Coauthored by Representative Gann (principal House author)

SB 730 - Coauthored by Representative Steagall (principal House author) SB 731 - Coauthored by Senator Pederson SB 738 - Coauthored by Representative McEntire (principal House author) SB 775 - Coauthored by Senator Pederson SB 781 - Coauthored by Representative Roberts (Sean) (principal House author) **SB 793** - Coauthored by Representative Roe (principal House author) SB 807 - Coauthored by Senator Stephens **SB 850** - Coauthored by Representative Stark (principal House author) SB 887 - Coauthored by Representative Sneed (principal House author) SB 926 - Coauthored by Representative Roberts (Eric) (principal House author) **SB 949 -** Coauthored by Representative Hill (principal House author) **SB 975** - Coauthored by Representative Gann (principal House author) SB 980 - Coauthored by Representative Worthen (principal House author) **SB 1002 -** Coauthored by Representative Moore (principal House author) SB 1019 - Coauthored by Senator Jett SB 1029 - Coauthored by Senator Boren **SB 1035** - Coauthored by Representative Sneed (principal House author) **SR 3 -** Coauthored by Senator Dossett (J.J.) HB 1630 - Coauthored by Representative Steagall Coauthored by Senator Stephens HB 1876 - Coauthored by Representative Osburn HB 2465 - Coauthored by Senator Burns Coauthored by Representative Stark HB 2748 - Coauthored by Representative McDugle

Coauthored by Representative Waldron

Pursuant to the David motion, the Senate adjourned at 1:50 p.m. to meet Wednesday, February 24, 2021, at 1:30 p.m.