

# Senate Journal

## First Regular Session of the Fifty-eighth Legislature of the State of Oklahoma

Fourteenth Legislative Day, Wednesday, February 24, 2021

The Senate was called to order by Senator McCortney.

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 McCortney declared a quorum present.

The prayer was offered by Pastor Doyle Kinney, First Christian Church, Custer City, the guest of Senator Howard.

### MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1008, 1059, 2022, 2023 and 2228.**

**HB 1008** – By Bush of the House and Garvin of the Senate.

An Act relating to medical-legal partnership programs; defining terms; requiring collaboration between the State Department of Health and certain entities to develop standards and guidelines for certain programs; defining entities eligible to operate certain programs; requiring compliance with certain standards, guidelines and regulations; providing for codification; and providing an effective date.

**HB 1059** – By Boles, Davis, Talley, West (Josh), Manger, Kerbs, Lowe (Dick), Frix, Boatman, Mize, Lawson, Russ, West (Tammy), Baker, Crosswhite Hader, Roberts (Eric), Sims, Caldwell (Trey), Patzkowsky and Roe of the House and Garvin of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 2011, Section 6-101, as last amended by Section 2, Chapter 314, O.S.L. 2019 (47 O.S. Supp. 2020, Section 6-101), which relates to class requirements for motor vehicles; deleting provision allowing certain permit holders to take certain skills examination without training; allowing motor license agents to process certain voluntary license downgrade; deleting language disallowing motor license agents to perform document recognition and other requirements for certain licenses; amending 47 O.S. 2011, Section 6-105.3, as last amended by Section 2, Chapter 1, O.S.L. 2017 (47 O.S. Supp. 2020, Section 6-105.3), which relates to the issuance of identification cards; allowing motor license agents to issue certain identification cards; requiring licensee comply with certain documentation requirements; restricting the number of application and possession for certain identification card; 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 the examination of applicants; modifying certain fee; requiring certain applicants, examiners and instructors to submit to a nationwide criminal history check; requiring fees for criminal history check be borne by certain applicants, examiners and instructors; and declaring an emergency.

**HB 2022** – By Fetgatter of the House and Leewright of the Senate.

An Act relating to medical marijuana; amending Section 1, State Question No. 788, Initiative Petition No. 412, as last amended by Section 44, Chapter 161, O.S.L. 2020 (63 O.S. Supp. 2020, Section 420), which relates to medical marijuana patient and caregiver licenses; updating language; specifying measurements in grams; eliminating temporary medical marijuana licensing option; authorizing nonresidents to apply for medical marijuana patient licenses; providing qualifications; setting application fee and term of license; providing for licensure renewal; and authorizing the Oklahoma Medical Marijuana Authority to promulgate rules.

**HB 2023** – By Fetgatter of the House and Leewright of the Senate.

An Act relating to medical marijuana; amending Section 6, State Question No. 788, Initiative Petition No. 412, as last amended by Section 46, Chapter 161, O.S.L. 2020 (63 O.S. Supp. 2020, Section 425), which relates to protections for medical marijuana patient licensees; updating language; clarifying distance requirements for medical marijuana dispensaries; amending Section 14, Chapter 11, O.S.L. 2019, as last amended by Section 51, Chapter 161, O.S.L. 2020 (63 O.S. Supp. 2020, Section 427.14), which relates to the Oklahoma Medical Marijuana and Patient Protection Act; providing for the transfer of medical marijuana dispensary, medical marijuana processor and medical marijuana commercial grower licenses; providing procedures; setting application fee; prohibiting transfer of license until approval by the Oklahoma Medical Marijuana Authority; granting transferees the same rights, privileges and exemptions as the transferor; directing the Authority to provide certain notice upon denial of transfer request; and directing the Authority to promulgate rules and procedures.

**HB 2228** – By Moore of the House and Howard of the Senate.

An Act relating to civil procedure; amending 12 O.S. 2011, Section 3233, as last amended by Section 1, Chapter 313, O.S.L. 2018 (12 O.S. Supp. 2020, Section 3233), which relates to interrogatories; requiring disclosure of certain information regarding witnesses; and providing an effective date.

The above-numbered measures were read the first time.

Senator Simpson moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, February 25, 2021, at 9:30 a.m., which motion prevailed.

## **COMMITTEE REPORTS**

The following were reported by the committees named, ordered printed and placed on the Calendar:

DO PASS:

**SB 39** – Appropriations

Ayes: Brooks, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Matthews, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson, Weaver

**SB 139** – Appropriations

Ayes: Brooks, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Matthews, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson, Weaver

**SB 146** – Appropriations

Ayes: Brooks, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Matthews, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson, Weaver

**SB 147** – Appropriations

Ayes: Brooks, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Matthews, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson, Weaver

**SB 253** – Rules

Ayes: Allen, Boren, Bullard, Coleman, Daniels, Garvin, Jech, Leewright, McCortney, Paxton, Simpson  
Nays: Kirt

**SB 347** – Rules

Ayes: Allen, Boren, Bullard, Coleman, Daniels, Garvin, Jech, Kirt, Leewright, McCortney, Paxton, Simpson

**SB 578** – Rules

Ayes: Allen, Boren, Bullard, Coleman, Daniels, Garvin, Jech, Kirt, McCortney, Paxton, Simpson

**SB 635** – Rules

Ayes: Allen, Boren, Bullard, Coleman, Daniels, Garvin, Jech, Kirt, Leewright, McCortney, Paxton, Simpson

**SB 848** – Appropriations

Ayes: Brooks, David, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Matthews, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson, Weaver

**SB 940** – Rules

Ayes: Allen, Boren, Bullard, Coleman, Daniels, Garvin, Jech, Kirt, Leewright, McCortney, Paxton, Simpson, Treat

**SB 947** – Rules

Ayes: Allen, Bullard, Coleman, Daniels, Garvin, Jech, Leewright, McCortney, Paxton, Simpson  
Nays: Boren, Kirt

**SJR 23** – Rules

Ayes: Allen, Bullard, Coleman, Daniels, Garvin, Jech, Leewright, McCortney, Paxton, Simpson  
Nays: Boren, Kirt

DO PASS, As Amended:

**CS for SB 455** – Appropriations

Ayes: Brooks, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Matthews, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson

**CS for SB 610** – Appropriations

Ayes: Brooks, David, Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson, Weaver  
Nays: Dossett (J.J.), Matthews

**CS for SB 728 – Rules**

Ayes: Allen, Boren, Bullard, Coleman, Daniels, Garvin, Jech, Kirt, Leewright, McCortney, Paxton, Simpson

**CS for SB 913 – Rules**

Ayes: Allen, Boren, Bullard, Coleman, Daniels, Garvin, Jech, Leewright, McCortney, Paxton, Simpson  
Nays: Kirt

**SB 959 – Rules**

Ayes: Allen, Boren, Bullard, Coleman, Daniels, Garvin, Jech, Kirt, Leewright, McCortney, Paxton, Simpson

**CS for SB 962 – Rules**

Ayes: Allen, Boren, Bullard, Coleman, Daniels, Garvin, Jech, Leewright, McCortney, Paxton, Simpson, Treat  
Nays: Kirt

FAILED:

**SB 209 – Rules**

Ayes: Boren, Kirt  
Nays: Allen, Bullard, Coleman, Daniels, Garvin, Jech, Leewright, McCortney, Paxton, Simpson, Treat

**COMMITTEE REPORTS**

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

DO PASS:

**SB 211 – Appropriations**

Ayes: Brooks, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Matthews, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson, Weaver

**SB 236 – Appropriations**

Ayes: Brooks, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Matthews, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson, Weaver

**SB 244** – Appropriations

Ayes: Brooks, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Matthews, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson

**SB 265** – Appropriations

Ayes: Brooks, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Matthews, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson, Weaver

**SB 334** – Appropriations

Ayes: Dugger, Hall, Haste, Howard, Jech, Kidd, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson

Nays: Brooks, Dossett (J.J.), Floyd, Kirt, Matthews

**SB 456** – Appropriations

Ayes: Brooks, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Matthews, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson, Weaver

**SB 594** – Appropriations

Ayes: Brooks, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Matthews, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson, Weaver

**SB 619** – Appropriations

Ayes: Brooks, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Matthews, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson, Weaver

**SB 659** – Appropriations

Ayes: Brooks, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Matthews, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson, Weaver

**SB 739** – Appropriations

Ayes: Brooks, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Matthews, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson, Weaver

**SB 909** – Appropriations

Ayes: Brooks, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Matthews, Montgomery, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson, Weaver

Nays: Newhouse

**SB 998** – Appropriations

Ayes: Brooks, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Matthews, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson, Weaver

DO PASS, As Amended:

**SB 213** – Appropriations

Ayes: Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson

Nays: Brooks, Kirt

**CS for SB 371** – Appropriations

Ayes: David, Dugger, Hall, Haste, Howard, Jech, Kidd, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson

Nays: Brooks, Dossett (J.J.), Floyd, Kirt, Matthews, Weaver

**CS for SB 603** – Appropriations

Ayes: Brooks, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Matthews, Montgomery, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson, Weaver

Nays: Newhouse

**CS for SB 650** – Appropriations

Ayes: Brooks, David, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Matthews, Montgomery, Newhouse, Pederson, Pemberton, Rader, Thompson, Weaver

Constitutional Privilege: Rosino, Simpson

**SB 656** – Appropriations

Ayes: Brooks, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson, Weaver

**CS for SB 789** – Appropriations

Ayes: Brooks, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Matthews, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson, Weaver

**CS for SB 806** – Appropriations

Ayes: Dossett (J.J.), Dugger, Hall, Haste, Howard, Jech, Kidd, Montgomery, Newhouse, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson, Weaver

Nays: Brooks, Floyd, Kirt, Matthews

**CS for SB 915 – Appropriations**

Ayes: Brooks, Dossett (J.J.), Dugger, Floyd, Hall, Haste, Howard, Jech, Kidd, Kirt, Matthews, Montgomery, Pederson, Pemberton, Rader, Rosino, Simpson, Thompson, Weaver

Nays: Newhouse

**CHANGE IN AUTHORS/COAUTHORS**

The following measures were authored/coauthored:

- SB 3** - Coauthored by Senator Bergstrom
- SB 82** - Coauthored by Senator Bergstrom
- SB 132** - Coauthored by Senator Bergstrom
- SB 144** - Remove as author Senator Hall; authored by Senator Standridge  
Coauthored by Senator Hall
- SB 164** - Coauthored by Representative Roe (principal House author)
- SB 186** - Coauthored by Senator Bergstrom
- SB 269** - Coauthored by Senator Bergstrom
- SB 317** - Coauthored by Representative Sims (principal House author)
- SB 368** - Coauthored by Senator Bergstrom
- SB 378** - Coauthored by Representative Munson
- SB 487** - Remove as author Senator Dahm; authored by Senator Pugh
- SB 521** - Coauthored by Representative Caldwell (Trey) (principal House author)
- SB 548** - Coauthored by Senator Newhouse
- SB 549** - Coauthored by Representative Frix (principal House author)
- SB 587** - Coauthored by Representative Boles (principal House author)
- SB 588** - Coauthored by Senator Bergstrom
- SB 594** - Coauthored by Representative Pfeiffer (principal House author)
- SB 614** - Coauthored by Senator Bergstrom
- SB 615** - Coauthored by Senator Bergstrom
- SB 624** - Remove as author Senator Murdock; authored by Senator Standridge  
Coauthored by Senator Murdock
- SB 628** - Coauthored by Representative Hasenbeck (principal House author)
- SB 631** - Coauthored by Senator Pemberton  
Coauthored by Senator Pederson  
Coauthored by Senator Leewright  
Coauthored by Senator Jett
- SB 635** - Coauthored by Senator Kirt
- SB 683** - Coauthored by Representative McBride (principal House author)
- SB 732** - Coauthored by Representative Olsen (principal House author)
- SB 745** - Coauthored by Representative Dobrinski (principal House author)
- SB 747** - Coauthored by Representative Davis (principal House author)
- SB 763** - Coauthored by Senator Bergstrom
- SB 765** - Coauthored by Senator Bergstrom
- SB 781** - Coauthored by Senator Bergstrom



**SB 830** - Coauthored by Representative Humphrey (principal House author)  
**SB 893** - Coauthored by Representative Fetgatter (principal House author)  
**SB 905** - Coauthored by Senator Bergstrom  
**SB 913** - Coauthored by Representative Gann (principal House author)  
**SB 939** - Coauthored by Senator Stanley  
**SB 947** - Coauthored by Senator Bullard  
**SB 951** - Coauthored by Representative Gann (principal House author)  
Remove as principal author Representative Gann and substitute with Representative ODonnell  
**SB 983** - Coauthored by Senator Bergstrom  
**SCR 5** - Coauthored by Representative Frix  
Coauthored by Representative Luttrell  
**SJR 2** - Coauthored by Senator Bergstrom  
**SJR 11** - Coauthored by Representative Virgin (principal House author)  
**SJR 17** - Coauthored by Senator Bergstrom  
**SJR 21** - Coauthored by Senator Bergstrom  
**HB 1059** - Coauthored by Representative Ford  
Coauthored by Representative Burns  
**HB 2465** - Coauthored by Representative Ford

Pursuant to the Simpson motion, the Senate adjourned at 1:45 p.m. to meet Thursday, February 25, 2021, at 9:30 a.m.

**CORRECTION**

The committee report for SB 510 on Tuesday, February 23, 2021, was changed from Do Pass to Do Pass as Amended and moved from page 469 and moved to page 472.