

Senate Journal

Second Regular Session of the Fifty-eighth Legislature of the State of Oklahoma

Forty-ninth Legislative Day, Monday, May 9, 2022

The Senate was called to order by Senator Taylor.

Roll Call:

Present: Allen, Bergstrom, Boren, Bullard, Burns, Coleman, Dahm, Daniels, David, Dossett (J.A.), Dossett (J.J.), Dugger, Floyd, Garvin, Hall, Hamilton, Haste, Hicks, Howard, Jech, Jett, Kidd, Kirt, Leewright, Matthews, McCortney, Merrick, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rogers, Rosino, Simpson, Standridge, Stanley, Stephens, Taylor, Thompson, Treat, Weaver and Young.—47.

Excused: Brooks.—1.

Senator Taylor declared a quorum present.

The prayer was offered by Senator Frank Simpson.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 1367 and **1543** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Floyd asked unanimous consent to refer **SCR 27** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 27 by Floyd of the Senate and Pae of the House was called up for consideration.

SCR 27 was adopted upon motion of Senator Floyd and referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to SB 1369 were concurred in upon motion of Senator Haste.

SB 1369, 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, Bergstrom, Boren, Bullard, Burns, Coleman, Daniels, David, Dossett (J.A.), Dossett (J.J.), Dugger, Floyd, Garvin, Hall, Haste, Hicks, Howard, Jech, Jett, Kidd, Kirt, Leewright, Matthews, McCortney, Merrick, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rogers, Rosino, Simpson, Standridge, Stanley, Stephens, Taylor, Thompson, Treat, Weaver, Young.--45.

Nay: Dahm, Hamilton.--2.

Excused: Brooks.--1.

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 1354 were concurred in upon motion of Senator Quinn.

SB 1354, 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, Bergstrom, Boren, Bullard, Burns, Coleman, Daniels, David, Dossett (J.A.), Dossett (J.J.), Dugger, Floyd, Garvin, Hall, Hamilton, Haste, Hicks, Howard, Jech, Jett, Kidd, Kirt, Leewright, Matthews, McCortney, Merrick, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rogers, Rosino, Simpson, Standridge, Stanley, Stephens, Taylor, Thompson, Treat, Weaver, Young.--46.

Nay: Dahm.--1.

Excused: Brooks.--1.

The bill passed.

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

PENDING CONSIDERATION OF HAS

HAs to SB 626 were concurred in upon motion of Senator Bullard.

SB 626, 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, Bergstrom, Boren, Bullard, Burns, Coleman, Dahm, Daniels, David, Dossett (J.J.), Dugger, Garvin, Hall, Hamilton, Haste, Howard, Jech, Jett, Kidd, Leewright, McCortney, Merrick, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rogers, Rosino, Simpson, Standridge, Stanley, Stephens, Taylor, Thompson, Treat, Weaver, Young.--42.

Nay: Dossett (J.A.), Floyd, Hicks, Kirt, Matthews.--5.

Excused: Brooks.--1.

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 1567 were concurred in upon motion of Senator Rosino.

SB 1567, 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, Bergstrom, Boren, Bullard, Burns, Coleman, Daniels, David, Dossett (J.A.), Dossett (J.J.), Dugger, Floyd, Garvin, Hall, Hamilton, Haste, Hicks, Howard, Jech, Jett, Kidd, Kirt, Leewright, Matthews, McCortney, Merrick, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rogers, Rosino, Simpson, Standridge, Stanley, Stephens, Taylor, Thompson, Treat, Weaver, Young.--46.

Nay: Dahm.--1.

Excused: Brooks.--1.

The bill passed.

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

PENDING CONSIDERATION OF HAS

HAs to **SB 1571** were concurred in upon motion of Senator Allen.

SB 1571, 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, Bergstrom, Boren, Bullard, Burns, Coleman, Dahm, Daniels, David, Dossett (J.A.), Dossett (J.J.), Dugger, Floyd, Garvin, Hall, Hamilton, Haste, Hicks, Howard, Jech, Jett, Kidd, Kirt, Leewright, Matthews, McCortney, Merrick, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rogers, Rosino, Simpson, Standridge, Stanley, Stephens, Taylor, Treat, Weaver, Young.--46.

Excused: Brooks, Thompson.--2.

The bill passed.

Senator Hicks desired to vote Nay on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 45; Nay: 1; Excused: 2.

The emergency passed.

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

EXECUTIVE NOMINATIONS

The following executive nominations have been approved by the committees named:

Benson Sr., Allen T., Ardmore, to the Board of Regents of Murray State College, to serve a seven-year term ending June 1, 2029, succeeding himself. (Education) Motion to confirm made by Senator Frank Simpson.

Bilderback, Eric N., El Reno, to the Board of Regents of Eastern Oklahoma State College, to serve a seven-year term ending June 1, 2029, succeeding Bobby Mouser. (Education) Motion to confirm made by Senator Lonnie Paxton.

Brookover, Clint O., Tulsa, to the Oklahoma Horse Racing Commission, to serve an unexpired term ending June 30, 2023, succeeding Phillip Kirk. (Finance) Motion to confirm made by Senator Cody Rogers.

Caldwell, Matthew B., Sallisaw, to the Oklahoma Development Finance Authority, to serve a six-year term ending October 11, 2028, succeeding Chris Condley. (Finance) Motion to confirm made by Senator Mark Allen.

Caldwell, Matthew B., Sallisaw, to the Oklahoma Industrial Finance Authority, to serve a six-year term ending October 11, 2028, succeeding Chris Condley. (Finance) Motion to confirm made by Senator Mark Allen.

Carpenter, Lake D., Leedey, to the Regional University System of Oklahoma, to serve a nine-year term ending June 10, 2031, succeeding himself. (Education) Motion to confirm made by Senator Casey Murdock.

Coburn, Collin M., Jenks, to the Oklahoma State Board of Examiners for Long-Term Care Administrators, to serve a term ending October 31, 2024, succeeding himself. (Health and Human Services) Motion to confirm made by Senator Cody Rogers.

Curry, D.Ph., Randy G., Custer City, to the Board of Pharmacy, to serve a five-year term ending June 30, 2027, succeeding James Spoon. (Health and Human Services) Motion to confirm made by Senator Darcy Jech.

Dillingham, Peter C., Enid, to the State Board of Career and Technology Education, to serve an unexpired term ending April 1, 2024, succeeding Jimmy Stallings. (Education) Motion to confirm made by Senator Roland Pederson.

Douglas, Sean D., Claremore, to the State Fire Marshal Commission, to serve a five-year term ending November 1, 2027, succeeding Cecil Clay. (Public Safety) Motion to confirm made by Senator Marty Quinn.

Farris, Joe M., Taloga, to the State Board of Agriculture, to serve a four-year term ending April 26, 2026, succeeding himself. (Agriculture and Wildlife) Motion to confirm made by Senator Casey Murdock.

Francais, J.J. W., Elgin, to the Board of Regents for the University of Science and Arts of Oklahoma, to serve a seven-year term ending June 30, 2029, succeeding Tom Cordell. (Education) Motion to confirm made by Senator Chris Kidd.

Fredman, Johnie D., Shawnee, to the State Board of Behavioral Health Licensure, to serve a three-year term, serving at the pleasure of the Governor, ending October 31, 2025, succeeding himself. (Health and Human Services) Motion to confirm made by Senator James Leewright on behalf of Senator Zack Taylor.

Gray, Keith R., Ardmore, to the Board of Regents of Murray State College, to serve an unexpired term ending June 1, 2025, succeeding Samuel Barrick. (Education) Motion to confirm made by Senator Frank Simpson.

Grellner, Randy J., Cushing, to the State Board of Health, to serve an unexpired term ending June 30, 2024, succeeding Becky Payton. (Health and Human Services) Motion to confirm made by Senator Tom Dugger.

Hinkle, Mandy D., Oklahoma City, to the Board of Regents for Oklahoma City Community College, to serve an unexpired term ending April 22, 2025, succeeding Raul Font. (Education) Motion to confirm made by Senator Darrell Weaver.

Lassiter, Shonda, Moore, to the Board of Pharmacy, to serve a five-year term ending June 30, 2026, succeeding Greg Adams. (Health and Human Services) Motion to confirm made by Senator Darrell Weaver.

Lodes, Jason R., Ardmore, to the Oklahoma State Board of Examiners for Long-Term Care Administrators, to serve a three-year term ending October 31, 2025, succeeding himself. (Health and Human Services) Motion to confirm made by Senator Frank Simpson.

Lunsford, Dr. Holly, Elgin, to the State Board of Veterinary Medical Examiners, to serve a five-year term ending May 9, 2027, succeeding Dr. Lawrence McTague. (Agriculture and Wildlife) Motion to confirm made by Senator Chris Kidd.

Mabrey, Mark H., Okmulgee, to the Oklahoma Wildlife Conservation Commission, to serve an eight-year term ending July 1, 2030, succeeding Bruce Mabrey. (Agriculture and Wildlife) Motion to confirm made by Senator Chuck Hall on behalf of Senator Roger Thompson.

May, Lea L., Oklahoma City, to the State Board of Behavioral Health Licensure, to serve at the pleasure of the Governor, ending October 31, 2025, succeeding herself. (Health and Human Services) Motion to confirm made by Senator Kay Floyd.

Priess, Robert M., Coyle, to the Oklahoma Conservation Commission, to serve a five-year term ending June 30, 2027, succeeding Phil Campbell. (Agriculture and Wildlife) Motion to confirm made by Senator Tom Dugger.

Rains, Traylor, Oklahoma City, to the State Board of Behavioral Health Licensure, to serve a three-year term, serving at the pleasure of the Governor, ending October 31, 2025, succeeding himself. (Health and Human Services) Motion to confirm made by Senator Julia Kirt.

Reinmiller, Hamel B., Tulsa, to the State Board of Behavioral Health Licensure, to serve at the pleasure of the Governor, ending October 31, 2025, succeeding himself. (Health and Human Services) Motion to confirm made by Senator Joe Newhouse.

Shaw, Jennifer, Edmond, to the Oklahoma State Board of Examiners for Long-Term Care Administrators, to serve a three-year term ending October 31, 2025, succeeding Jonna Warrick. (Health and Human Services) Motion to confirm made by Senator Chuck Hall.

Smith, Susan C., Glenpool, to the Oklahoma State Board of Examiners for Long-Term Care Administrators, to serve a three-year term ending October 31, 2025, succeeding herself. (Health and Human Services) Motion to confirm made by Senator Marty Quinn on behalf of Senator James Leewright.

Stinnett, Melinda, Broken Arrow, to the Oklahoma State University Medical Authority, to serve an unexpired term ending June 1, 2022, succeeding Edward F. Keller. (Health and Human Services) Motion to confirm made by Senator Joe Newhouse.

Stinnett, Melinda, Broken Arrow, to the Oklahoma State University Medical Authority, to serve a three-year term ending June 1, 2025, succeeding herself. (Health and Human Services) Motion to confirm made by Senator Joe Newhouse.

Swanson, Keith A., Edmond, to the Oklahoma State Board of Examiners for Long-Term Care Administrators, to serve a term ending October 31, 2023, succeeding himself. (Health and Human Services) Motion to confirm made by Senator Adam Pugh.

Motion to confirm the above named executive nominations were declared adopted upon roll call as follows:

Aye: Allen, Bergstrom, Boren, Bullard, Burns, Coleman, Dahm, Daniels, David, Dossett (J.A.), Dossett (J.J.), Dugger, Floyd, Hall, Hamilton, Haste, Hicks, Howard, Jech, Jett, Kidd, Kirt, Leewright, Matthews, Merrick, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rogers, Rosino, Simpson, Standridge, Stanley, Stephens, Taylor, Treat, Weaver, Young.--44.

Excused: Brooks, Garvin, McCortney, Thompson.--4.

The following executive nomination has been approved by the committee named:

Darnaby, Ann E., Broken Arrow, to the Oklahoma Capital Investment Board, to serve a five-year term ending December 31, 2027, succeeding herself. (Finance) Motion to confirm made by Senator Nathan Dahm.

Motion to confirm the above named executive nomination was declared adopted upon roll call as follows:

Aye: Allen, Bergstrom, Bullard, Burns, Coleman, Dahm, Daniels, David, Dossett (J.J.), Dugger, Hall, Hamilton, Haste, Howard, Jech, Jett, Kidd, Leewright, Matthews, Merrick, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rogers, Rosino, Simpson, Standridge, Stanley, Stephens, Taylor, Treat, Weaver, Young.--39.

Nay: Boren, Dossett (J.A.), Floyd, Hicks, Kirt.--5.

Excused: Brooks, Garvin, McCortney, Thompson.--4.

PENDING CONSIDERATION OF HAS

HAs to SBs 401, 757, 888, 1305, 1387, 1535, 1621, 1673 and 1704 were rejected upon motion of Senator Paxton, conference requested, and Senate conferees to be named later.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 1367 and 1543**.

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

Advising rejection of **SAs** to the following bills, requesting conference and naming House Conference Committee on :

HB 3349 - Conference Committee on Rules

HB 4412 - GCCA

Advising concurrence in **SAs** to and passage of Engrossed **HBs 2983, 3037, 3075, 3133, 3420, 3422, 4373 and 4374**.

Senator Paxton moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, May 10, 2022, at 1:30 p.m., which motion prevailed.

CONFERENCE COMMITTEE REPORT SUBMITTED

Conference committee report was read on the following bill:

SB 524

FIRST READING

The following were introduced and read the first time:

SCR 28 – By Boren.

A Concurrent Resolution requesting a performance audit of the Oklahoma Turnpike Authority; stating impact of certain proposed projects on citizens of Oklahoma; recognizing certain authority; requesting the performance audit contain certain information; requiring distribution of certain report; and directing distribution.

SR 41 – By Bullard.

A Resolution raising awareness of the dangers of distracted driving; committing the Legislature to model safe driving; and encouraging Oklahomans to avoid distracted driving.

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

SB 615 - Coauthored by Representative Kendrix

SCR 28 - Coauthored by Senator Dahm

Coauthored by Senator Dossett (J.J.)

MESSAGE FROM THE GOVERNOR

Advising his veto May 6, 2022, of Enrolled **SB 1429**.

The veto message reads as follows:

To the Honorable President Pro Tempore
And Member of the Oklahoma Senate
Second Session of the
Fifty-eighth Oklahoma Legislature

ENROLLED SENATE BILL NO. 1429:

This is to advise you that on this date, pursuant to the authority vested in me by Section 11 of Article VI of the Oklahoma Constitution to approve or object to legislation presented to me, I have vetoed Senate Bill 1429.

The purpose of Senate Bill 1429 has been accomplished by House Bill 3658, which I have signed into law, thereby making this bill superfluous.

For these reasons, I have vetoed Enrolled Senate Bill 1429.

By the Governor of the State of Oklahoma
/s/ Kevin Stitt

Pursuant to the Paxton motion, the Senate adjourned at 2:45 p.m. to meet Tuesday, May 10, 2022, at 1:30 p.m.